

**AMENDED NOTICE OF MEETING  
NORTH CANTON CITY COUNCIL  
PERSONNEL AND SAFETY COMMITTEE**

Mr. Daniel Peters, Chairman of the Personnel & Safety Committee of North Canton City Council, has requested a meeting of said Committee Members, Council, **Monday, June 9, 2014, at 6:30 p.m.** in the Council Chambers at North Canton City Hall. The meeting will be called to order and then moved into **executive session** for the purpose of discussing personnel matters pertaining to the employment of a public employee. The executive session **will not be** open to the public.

**NOTICE OF MEETING  
Council Meeting Agenda  
Monday, June 9, 2014 – 7:00 p.m.**

1. Call to Order: 7:00 p.m.
2. Opening Prayer: Fr. Jay Clarke, St. Paul Catholic
3. Pledge of Allegiance
4. Roll Call
5. Consideration

Council Meeting Minutes – May 12, 2014  
Mayor's Court Receipts – April 2014  
Financial Statement – April, 2014

6. Committee Minutes

Executive Session for Personnel & Safety held 5/19/14  
Committee report minutes for:  
Finance & Property held 5/5/14  
Ordinance, Rules & Claims held 5/5/14  
Personnel & Safety held 5/5/14  
Street & Alley held 5/5/14  
Water, Sewer & Rubbish held 5/5/14

7. Recognition of Visitors

**OLD BUSINESS:**

8. **Ordinance No. 40-14 – 2<sup>nd</sup> Reading – Water, Sewer & Rubbish**  
An ordinance amending CHAPTER 935 – WATER LINES AND HYDRANTS, specifically Section 935.02(b)(4) Water Tap-In Fees, of the Codified Ordinances of the City of North Canton, to establish fees and usage policies.
9. **Ordinance No. 42-14 – 2<sup>nd</sup> Reading – Personnel & Safety**  
An ordinance amending Chapter 155 Personnel Regulations of Part One-Administrative Code of the Codified Ordinances of the City of North Canton, as amended, specifically Section 1. GENERAL PERSONNEL REGULATIONS.

10. **Ordinance No. 43-14 – 2<sup>nd</sup> Reading – Street & Alley**  
An ordinance authorizing the Director of Administration of the City of North Canton to advertise and receive bids, and for the Mayor, through the Board of Control, to enter into a contract for the Price Park East parking Lot Rehab Project at a total cost not to exceed \$95,000.
11. **Ordinance No. 46-14 – 2<sup>nd</sup> Reading – Water, Sewer & Rubbish**  
An ordinance authorizing the Director of Administration of the City of North Canton to advertise and receive bids, and for the Mayor, through the Board of Control, to enter into a contract for the 2014 Sanitary Sewers Rehab Project, at a total cost not to exceed \$100,000.
12. **Ordinance No. 47-14 – 2<sup>nd</sup> Reading – Water, Sewer & Rubbish**  
An ordinance authorizing the Director of Administration of the City of North Canton to advertise and receive bids, and for the Mayor, through the Board of Control, to enter into a contract for the Foster Avenue SE (Hartman Street SE to East Maple) and Hartman Street SE (Foster Avenue SE to Pershing Avenue SE) Waterline Replacement Project, at a total cost not to exceed \$95,000.
13. **Ordinance No. 48-14 – 2<sup>nd</sup> Reading – Water, Sewer & Rubbish**  
An ordinance authorizing the Director of Administration of the City of North Canton to advertise and receive bids, and for the Mayor, through the Board of Control, to enter into a contract for the South Main Street Waterline Replacement Project (50<sup>th</sup> Street SE to Knoll Street SE), at a total cost not to exceed \$225,000.
14. **Ordinance No. 49-14 – 2<sup>nd</sup> Reading – Water, Sewer & Rubbish**  
An ordinance authorizing the Director of Administration of the City of North Canton to advertise and receive bids, and for the Mayor, through the Board of Control, to enter into a contract for the Whipple Avenue Waterline Extension Project (Wise Avenue NW to Portage Street NW), at a total cost not to exceed \$185,000.
15. **Ordinance No. 52-14 – 2<sup>nd</sup> Reading – Finance & Property Committee**  
An ordinance authorizing the Mayor of the City of North Canton to enter into a Second Addendum to the Lease by and between the City of North Canton ("City") and R & S Golf Properties, Inc., an Ohio corporation and Robert C. Purcell and David Scott DeMuesy as individuals ("Lessee") originally executed on December 22, 2008, for the premises known as The Fairways a/k/a Arrowhead Country Club.

**NEW BUSINESS:**

16. **Resolution No. 53-14 – 1<sup>st</sup> Reading – Finance & Property**  
A resolution of submission of question of a renewal of a tax levy for the purpose of providing funds for the City's portion of storm water improvements in the City of North Canton, Stark County, Ohio.
17. **Resolution No. 54-14 – 1<sup>st</sup> Reading – Finance & Property**  
A resolution of submission of question of a renewal of a tax levy for the purpose of providing funds for the City's portion of street improvements in the City of North Canton, Stark County, Ohio.

**18. Ordinance No. 55-14 - 1<sup>st</sup> Reading - Park & Recreation**

An ordinance authorizing the Director of Administration of the City of North Canton to advertise and receive bids for the purchase of a liner for the Dogwood Swimming Pool, and declaring the same to be an emergency.

**19. Ordinance No. 56-14 - 1<sup>st</sup> Reading - Finance and Property**

An ordinance authorizing the Director of Administration of the City of North Canton to advertise and receive bids; and, for the Mayor of the City of North Canton to be authorized, through the Board of Control, within the purview of the Ohio Cooperative Purchase Act, to enter into an agreement for the purchase of one Vacuum/Jet Truck for use by the Street/Water Distribution/Sewer Departments, at a cost not to exceed \$350,000, and declaring the same to be an emergency.

**REPORTS – COUNCIL:**

Doug Foltz	Ward 1	Mark Cerreta	At Large
Daniel Peters	Ward 2	Dan Griffith	At Large
Stephanie Werren	Ward 3	Marcia Kiesling	At Large

**REPORTS:**

Director of Law	Director of Finance	Director of Administration
Mayor	City Engineer	

**FINAL CALL FOR NEW BUSINESS:**

**ADJOURN:**

North Canton City Council

C/W: 5/19/14

## FUND ACCOUNT BALANCE LISTING FOR THE MONTH OF APRIL

06 May 2014

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Item 2a

Bank. Account Description..... Beg-Mo-Bal... Mtd-Receipts Mtd-Withdr... Mtd-Adjust... Balance.....

CS	10%B	10% BOND	0.00	0.00	0.00	0.00	0.00
CS	B	BOND	0.00	0.00	0.00	0.00	0.00
CS	BC	BANK CHARGES	0.00	0.00	0.00	0.00	0.00
CS	CC	COURT COSTS	0.00	5464.00	5464.00	0.00	0.00
CS	COMP	COMPUTER ACCOUNT	0.00	495.00	495.00	0.00	0.00
CS	CTCOP	CERTIFIED COURT COPY	0.00	0.00	0.00	0.00	0.00
CS	EXP	CITY EXPUNGEMENT ACCT	0.00	0.00	0.00	0.00	0.00
CS	EXPS	EXPUNGEMENT TO STATE	0.00	0.00	0.00	0.00	0.00
CS	GR	GENERAL REVENUE	0.00	0.00	0.00	0.00	0.00
CS	IDAC	INDIGENT ALCOHOL	0.00	132.00	133.50	1.50	0.00
CS	IDSF	Indigent Defense Support Fund	0.00	2400.00	2425.00	25.00	0.00
CS	INT	MONTHLY BANK INTEREST	0.00	0.50	0.50	0.00	0.00
CS	LOCDFE	LOCAL DEFAULT	0.00	0.00	0.00	0.00	0.00
CS	MVCC	MOVING VIOLATION COURT COST	0.00	308.00	311.50	3.50	0.00
CS	OF	ORDNCE FINE	0.00	3535.00	3535.00	0.00	0.00
CS	OP	OVERPAYMENTS	0.00	0.00	0.00	0.00	0.00
CS	OTHDFT	OTHER DEFAULT	0.00	30.00	0.00	-30.00	0.00
CS	PHONE	AT & T STMT	0.00	0.00	0.00	0.00	0.00
CS	RELFE	FORFEITURE RELEASE FEE	0.00	0.00	0.00	0.00	0.00
CS	SBD	SEAT BELT DRIVER STATE FINE	0.00	170.00	170.00	0.00	0.00
CS	SBP	SEAT BELT PASSENGER STATE FINE	0.00	20.00	20.00	0.00	0.00
CS	SC	NSF SERVICE CHG	0.00	0.00	0.00	0.00	0.00
CS	SF	STATE FINE CHILD RESTRAINT	0.00	0.00	0.00	0.00	0.00
CS	STDFT	STATE DEFAULT	0.00	0.00	0.00	0.00	0.00
CS	VC	VICTIM CRIME	0.00	873.00	873.00	0.00	0.00
***			0.00	13427.60	13427.60	0.00	0.00
***			0.00	13427.60	13427.60	0.00	0.00

RECEIVED

MAY 06 2014

COUNCIL OFFICE  
NORTH CANTON, OHIO

Bank. Beg-Mo-Bal.. Mtd-Receipts Mtd-Withdr.. Mtd-Adjust.. Balance.....

CS	0.00	13427.60	13427.60	0.00	0.00
***	0.00	13427.60	13427.60	0.00	0.00

FirstMerit Bank, N.A.  
295 FirstMerit Circle  
Akron Ohio 44307-2359

**FIRSTMERIT**  
Bank

**RECEIVED**

MAY 05 2014

Page 1 of 2

ADMINISTRATION  
NORTH CANTON, OHIO

Statement Period

Apr 1, 2014 to

Apr 30, 2014

Primary Account

Questions?

1-888-554-4362

MAYOR CITY OF NORTH CANTON  
145 N MAIN ST  
N CANTON OH 44720-2501

A

147503 - 33

1

### Summary of Accounts

#### Deposit Accounts

INTEREST CHECKING

13,460.26

Total Deposit Accounts

13,460.26

INTEREST CHECKING

MAYOR CITY OF NORTH CANTON

#### Account Summary

Beginning Balance as of Apr 1, 2014	17,509.50
27 Deposits and Credits	14,468.70
3 Withdrawals and Debits	18,518.54
Interest Paid	0.60
Ending Balance as of Apr 30, 2014	13,460.26

#### Checks

Date	Number	Amount	Date	Number	Amount
Apr 22	2026	187.00	Apr 16	2027	13,409.54
Total Checks		13,596.54	Total Number of Checks		2

# Indicates there is a gap between check numbers

#### Other Transactions

Date	Description	Withdrawals	Deposits
Apr 1	DEPOSIT		942.00
Apr 3	DEPOSIT		390.00
Apr 4	DEPOSIT		390.00
Apr 7	PAYPAL TRANSFER		230.00
Apr 7	PAYPAL TRANSFER		130.00
Apr 7	PAYPAL TRANSFER		130.00
Apr 8	DEPOSIT		1,451.00
Apr 10	DEPOSIT		1,971.00
Apr 10	PAYPAL TRANSFER		390.00
Apr 11	DEPOSIT		735.00

## Other Transactions (continued)

Date	Description	Withdrawals	Deposits
Apr 14	PAYPAL TRANSFER		130.00
Apr 15	DEPOSIT		880.00
Apr 16	PAYPAL TRANSFER		349.00
Apr 16	82010HIOTOSREPT REPROT EFT	4,922.00 ✓	
Apr 17	DEPOSIT		1,380.00
Apr 17	PAYPAL TRANSFER		129.70
Apr 21	DEPOSIT		735.00
Apr 21	PAYPAL TRANSFER		100.00
Apr 23	DEPOSIT		869.00
Apr 23	PAYPAL TRANSFER		260.00
Apr 24	DEPOSIT		790.00
Apr 25	PAYPAL TRANSFER		448.00
Apr 25	DEPOSIT		20.00
Apr 28	PAYPAL TRANSFER		390.00
Apr 28	DEPOSIT		304.00
Apr 28	PAYPAL TRANSFER		50.00
Apr 29	DEPOSIT		615.00
Apr 30	DEPOSIT		260.00
Apr 30	Interest Paid		.60

## Daily Balance Information

Date	Balance	Date	Balance	Date	Balance
Mar 31	17,509.50	Apr 11	24,268.50	Apr 23	10,582.66
Apr 1	18,451.50	Apr 14	24,398.50	Apr 24	11,372.66
Apr 3	18,841.50	Apr 15	25,278.50	Apr 25	11,840.66
Apr 4	19,231.50	Apr 16	7,295.96	Apr 28	12,584.66
Apr 7	19,721.50	Apr 17	8,805.66	Apr 29	13,199.66
Apr 8	21,172.50	Apr 21	9,640.66	Apr 30	13,460.26
Apr 10	23,533.50	Apr 22	9,453.66		

## Interest Detail

Interest Paid Year-to-Date	2.04	Annual Percentage Yield Earned	0.05%
Interest Paid this Period	0.60	Days in this Period	30
Interest Earned this Period	0.60		

## NOTE

ALL CHECKS ARE LISTED AS PAID AS OF THE POSTING DATE. IN THE EVENT A CHECK IS RETURNED, THE REVERSING ENTRY WILL SHOW AS A CREDIT ON THE NEXT POSTING DATE.

Failure to report discrepancies, forgeries, or alterations within 14 days may result in forfeiture of any claims.

## IN CASE OF ERRORS OR QUESTIONS ABOUT YOUR ELECTRONIC TRANSFERS

Telephone the number listed on Page 1 of this statement or write using the address listed on Page 1 of this statement as soon as possible, if you think your statement or receipt is wrong or if you need more information about a transfer on the statement or receipt. We must hear from you no later than 60 days after we sent you the FIRST statement on which the error or problem appeared.

- (1) Tell us your name and account number.
- (2) Describe the error or the transfer you are unsure about, and explain as clearly as you can why you believe there is an error or why you need more information.
- (3) Tell us the dollar amount of the suspected error.

We will investigate your complaint and will correct any error promptly. For consumer accounts only, if we take more than 10 business days to do this, we will recredit your account for the amount you think is in error, so that you will have use of the money during the time it takes us to complete our investigation.

*Thank you for choosing FirstMerit as your financial partner.  
We appreciate your business.*

# City of North Canton

## Statement of Cash from Revenue and Expense

From: 1/1/2014 to 4/30/2014  
Funds: 101 to 873

Include Inactive Accounts: No

Code	Description	Beginning Balance	Net Revenue YTD	Net Expense YTD	Unexpended Balance	Encumbrance YTD	Ending Balance	Message
101	GENERAL FUND	\$1,928,687.24	\$1,956,860.03	\$2,013,433.99	\$1,872,113.28	\$849,398.66	\$1,022,714.62	
203	INCOME TAX FUND	\$1,688,823.22	\$2,823,687.63	\$1,545,514.73	\$2,967,002.12	\$13,514.47	\$2,953,487.65	
204	FIRE OPERATING FUND	\$142,721.35	\$177,412.70	\$176,181.20	\$143,952.85	\$69,783.34	\$74,169.51	
205	EMS OPERATING FUND	\$417,904.05	\$614,766.92	\$494,911.37	\$537,759.60	\$170,706.19	\$367,053.41	
206	COMPUTER TRUST FUND	\$8,740.81	\$2,290.00	\$3,825.62	\$7,205.19	\$2,666.73	\$4,538.46	
207	ENFORCEMENT AND EDUCATION FUND	\$13,756.75	\$579.00	\$0.00	\$14,335.75	\$0.00	\$14,335.75	
208	STREET CONST M & R FUND	\$572,640.52	\$298,627.95	\$277,064.81	\$594,203.66	\$275,415.68	\$318,787.98	
209	STORM SEWER IMPROVE LEVY FUND	\$528,805.14	\$155,642.40	\$119,928.03	\$564,519.51	\$182,154.19	\$382,365.32	
210	STREET IMPROVE LEVY FUND	\$535,262.73	\$155,621.38	\$297,900.26	\$392,983.85	\$51,396.18	\$341,587.67	
211	MUNICIPAL ROAD FUND	(\$115,856.32)	\$117,636.55	\$0.00	\$1,780.23	\$0.00	\$1,780.23	
212	GENERAL TRUST FUND	\$190,612.58	\$125.00	\$4,799.14	\$185,938.44	\$0.00	\$185,938.44	
213	LAW ENFORCEMENT TRUST FUND	\$27,493.05	\$922.50	\$0.00	\$28,415.55	\$0.00	\$28,415.55	
214	COMPENSATED ABSENCES FUND	\$857,126.53	\$0.00	\$19,488.78	\$837,637.75	\$0.00	\$837,637.75	
215	CONTINUING PROF EDUCATION FUND	\$540.00	\$0.00	\$0.00	\$540.00	\$0.00	\$540.00	
216	COMMUNITY DISASTER RELIEF	\$1,364.67	\$0.00	\$0.00	\$1,364.67	\$0.00	\$1,364.67	
330	CAPITAL IMPROVEMENT FUND	\$4,980,311.12	\$912,812.03	\$962,094.76	\$4,931,028.39	\$1,706,033.52	\$3,224,994.87	
331	PARK DEVELOPMENT FUND	\$53.03	\$0.00	\$0.00	\$53.03	\$0.00	\$53.03	
332	ISSUE 2 IMPROVEMENT FUND	\$202,578.21	\$0.00	\$0.00	\$202,578.21	\$0.00	\$202,578.21	
333	HOOVER DISTRICT IMP. FUND	\$80,429.48	\$761,407.60	\$587,582.60	\$254,254.48	\$1,091,999.20	(\$837,744.72)	
650	WATER REVENUE FUND	\$2,134,233.43	\$1,960,557.08	\$1,989,974.25	\$2,104,816.26	\$2,163,267.21	(\$58,450.95)	
651	WATER EXP, REPLACE & IMP FUND	\$2,172,578.11	\$462,500.00	\$504,115.05	\$2,130,963.06	\$642,340.86	\$1,488,622.20	
652	SEWER REVENUE FUND	\$2,753,654.82	\$942,170.57	\$772,340.49	\$2,923,484.90	\$1,403,509.59	\$1,519,975.31	
654	GARBAGE SERVICE FUND	\$237,958.46	\$313,787.75	\$305,485.21	\$246,261.00	\$558,578.82	(\$312,317.82)	
761	INSURANCE FUND	\$1,004,881.09	\$397,694.72	\$374,138.41	\$1,028,437.40	\$531,397.90	\$497,039.50	
870	NORTH CANTON CIC ESCROW FUND	\$457,000.00	\$0.00	\$0.00	\$457,000.00	\$0.00	\$457,000.00	
871	PERMIT FEE FUND	\$615.79	\$1,954.03	\$1,367.26	\$1,202.56	\$1,911.87	(\$709.31)	
873	REQUIRED DEPOSITS FUND	\$68,161.62	\$7,255.17	\$684.95	\$74,751.84	\$0.00	\$74,751.84	
Grand Total:		\$20,891,083.48	\$12,064,311.01	\$10,450,810.91	\$22,504,583.58	\$9,714,074.41	\$12,790,509.17	

C/W: 6/2/14  
Item 2c



CITY OF NORTH CANTON  
FUND BALANCE RECONCILIATION

April 30, 2014

Consolidated Fund Balance \$22,504,583.58

Less Treasury Investments Held at Cost:

	INTEREST	PRINCIPAL
Federal Gov't Securities (UBS)	\$0.00	\$10,026.34
StarPlus	98.36	598,975.12
Chase Money Market	0.00	144,156.88
Huntington Bank Ck'g	0.00	3,021.18
Huntington Bank Money Market	250.47	1,057,259.90
Huntington Bank FFCB	0.00	1,000,000.00
North Canton CIC Escrow	0.00	457,000.00
First Merit CD various maturity	0.00	4,556,297.84
First Merit Money Market	239.82	2,012,529.73
Morgan Stanley - CD various maturity	0.00	2,200,000.00
Freddie Mac Govt	0.00	250,500.00
Sweep Account	213.08	5,890,000.00
Payroll Bank	0.00	360,001.68
	\$801.73	\$18,539,768.67

Total Treasury Investments \$18,539,768.67

Adjusted Consolidated Fund Balance \$3,964,814.91

Book Balance

AR Box Not Booked	\$970.42
State of Ohio Rev not book	610.00

\$1,580.42

Total Fund Balance Reconciliation \$3,966,395.33

Check Book Balance \$4,030,107.43

Minus: Outstanding Checks: (\$63,141.78)

NSF's In Transit	\$129.68
Uniform Allowance Gross	(700.00)

(\$570.32)

Adjusted Bank Balance \$3,966,395.33

OTHER CITY ACCOUNTS:

Mayor's Court	\$13,460.26
Escrow	113,583.97
Total In Other City Accounts	\$127,044.23

Respectfully submitted,

*Karen S. Alger*

Karen S. Alger  
Director of Finance

CITY OF NORTH CANTON  
INVESTMENT REGISTER  
FOR THE CALENDAR YEAR 2014

PURCHASE DATE	FINANCIAL INSTITUTION	SECURITY/ACCOUNT NUMBER	INTEREST RATE	PAR AMT/ CARRYING VALUE	BEGINNING VALUE	Analysis Settle Charge Domestic Wire	PURCHASE (REDEEMED)	INTEREST	REVENUE NUMBER	DAYS HELD	ENDING BALANCE
1/31/2014	Paine Webber, Inc.	CLM9153J	7.00	\$ 28,771.16	\$ 10,026.34		\$ -	\$ -		60	\$ 10,026.34
1/31/2014	Star Plus	6880	0.22	\$ 598,581.79	\$ 598,581.79		\$ 101.58	\$ 101.58	1434	30	\$ 598,683.37
1/31/2014	Chase Bank - Money Market	9104	0.05	\$ 144,139.04	\$ 144,145.31	\$ -	\$ 6.08	\$ 6.08	1434	30	\$ 144,151.39
3/28/2013	Huntington (CDARS)	7266	0.30	\$ 1,000,000.00	\$ 1,000,000.00		\$ -	\$ -		365	\$ 1,000,000.00
1/31/2014	Huntington - Money Market	5179	0.20	\$ 1,056,287.01	\$ 1,056,466.43		\$ 179.45	\$ 179.45	1434	30	\$ 1,056,645.88
1/31/2014	Huntington Checking	2379		\$ 25.00	\$ 25.00					183	\$ 25.00
1/31/2014	N.Canton CIC Escrow Account	3646	Various	\$ 457,000.00	\$ 457,000.00		\$ -	\$ -		30	\$ 457,000.00
1/31/2014	First Merit Bank - Companion Acct	0040	0.15	\$ 2,011,570.62	\$ 2,011,570.62		\$ 247.73	\$ 247.73	1434	30	\$ 2,011,818.35
11/4/2013	First Merit Bank - CD	2233	0.20	\$ 4,556,297.84	\$ 4,556,297.84		\$ -	\$ -		181	\$ 4,556,297.84
9/26/2013	First Merit Bank - CD	9352	0.22	\$ 1,000,000.00	\$ 1,000,000.00		\$ -	\$ -		180	\$ 1,000,000.00
10/11/2013	Morgan Stanley - CD due Oct 24, 2014	1824	0.45	\$ 250,000.00	\$ 250,000.00		\$ -	\$ -		377	\$ 250,000.00
10/11/2013	Morgan Stanley - CD due Oct 19, 2015	1824	0.75	\$ 250,000.00	\$ 250,000.00		\$ -	\$ -		737	\$ 250,000.00
10/11/2013	Morgan Stanley - CD due Oct 17, 2016	1824	1.20	\$ 250,000.00	\$ 250,000.00		\$ -	\$ -		1101	\$ 250,000.00
10/11/2013	Morgan Stanley - CD due Oct 17, 2017	1824	1.55	\$ 250,000.00	\$ 250,000.00		\$ -	\$ -		1466	\$ 250,000.00
10/11/2013	Morgan Stanley - CD due Oct 17, 2018	1824	2.10	\$ 250,000.00	\$ 250,000.00		\$ -	\$ -		1837	\$ 250,000.00
11/20/2013	Morgan Stanley - CD due May 20, 2015	1824	0.55	\$ 250,000.00	\$ 250,000.00		\$ -	\$ -		545	\$ 250,000.00
11/15/2013	Morgan Stanley - CD due Nov 16, 2015	1824	0.75	\$ 250,000.00	\$ 250,000.00		\$ -	\$ -		730	\$ 250,000.00
11/20/2013	Morgan Stanley - CD due Nov 21, 2016	1824	1.25	\$ 200,000.00	\$ 200,000.00		\$ -	\$ -		1096	\$ 200,000.00
11/20/2013	Morgan Stanley - CD due Nov 21, 2016	1824	2.00	\$ 250,000.00	\$ 250,000.00		\$ -	\$ -		1834	\$ 250,000.00
11/25/2013	Morgan Stanley - CD due Dec 6, 2018	1824	2.00	\$ 250,000.00	\$ 250,000.00		\$ -	\$ -		1847	\$ 250,000.00
11/25/2013	Freddie Mac Govt due Dec 6, 2018		2.05	\$ 250,500.00	\$ 250,500.00		\$ -	\$ -		1847	\$ 250,500.00
11/25/2013	Freddie Mac Govt due Dec 19, 2018		0.10	\$ 6,975,000.00	\$ 6,975,000.00		\$ -	\$ 147.33	1434	30	\$ 2,480,000.00
1/31/2014	First Merit Bank - Sweep	Sweep 4424		\$ 20,278,172.46	\$ 20,259,613.33	\$ -	\$ 534.84	\$ 682.17			\$ 15,765,148.17
1/31/2014	Balance										
2/28/2014	Paine Webber, Inc.	CLM9153J	7.00	\$ 28,771.16	\$ 10,026.34		\$ -	\$ -		60	\$ 10,026.34
2/28/2014	Star Plus	6880	0.22	\$ 598,683.37	\$ 598,683.37		\$ 91.77	\$ 91.77	1576	30	\$ 598,775.14
2/28/2014	Chase Bank - Money Market	9104	0.05	\$ 144,139.04	\$ 144,151.39	\$ -	\$ 5.49	\$ 5.49	1576	30	\$ 144,156.88
3/28/2013	Huntington (CDARS)	7266	0.30	\$ 1,000,000.00	\$ 1,000,000.00		\$ -	\$ -		365	\$ 1,000,000.00
2/28/2014	Huntington - Money Market	5179	0.20	\$ 1,056,287.01	\$ 1,056,645.88		\$ 162.12	\$ 162.12	1576	30	\$ 1,056,808.00
2/28/2014	Huntington Checking	2379		\$ 25.00	\$ 25.00		\$ -	\$ -		183	\$ 25.00
2/28/2014	N.Canton CIC Escrow Account	3646	Various	\$ 457,000.00	\$ 457,000.00		\$ -	\$ -		30	\$ 457,000.00
2/28/2014	First Merit Bank - Companion Acct	0040	0.15	\$ 2,011,818.35	\$ 2,011,818.35		\$ 223.78	\$ 223.78	1576	30	\$ 2,012,042.13
11/4/2013	First Merit Bank - CD	2233	0.20	\$ 4,556,297.84	\$ 4,556,297.84		\$ -	\$ -		181	\$ 4,556,297.84
9/25/2013	First Merit Bank - CD	9352	0.22	\$ 1,000,000.00	\$ 1,000,000.00		\$ -	\$ -		180	\$ 1,000,000.00
10/11/2013	Morgan Stanley - CD due Oct 24, 2014	1824	0.45	\$ 250,000.00	\$ 250,000.00		\$ -	\$ -		377	\$ 250,000.00
10/11/2013	Morgan Stanley - CD due Oct 19, 2015	1824	0.75	\$ 250,000.00	\$ 250,000.00		\$ -	\$ -		737	\$ 250,000.00
10/11/2013	Morgan Stanley - CD due Oct 17, 2016	1824	1.20	\$ 250,000.00	\$ 250,000.00		\$ -	\$ -		1101	\$ 250,000.00
10/11/2013	Morgan Stanley - CD due Oct 17, 2017	1824	1.55	\$ 250,000.00	\$ 250,000.00		\$ -	\$ -		1466	\$ 250,000.00
10/11/2013	Morgan Stanley - CD due Oct 17, 2018	1824	2.10	\$ 250,000.00	\$ 250,000.00		\$ -	\$ -		1837	\$ 250,000.00
11/20/2013	Morgan Stanley - CD due May 20, 2015	1824	0.55	\$ 250,000.00	\$ 250,000.00		\$ -	\$ -		545	\$ 250,000.00
11/15/2013	Morgan Stanley - CD due May 20, 2015	1824	0.75	\$ 250,000.00	\$ 250,000.00		\$ -	\$ -		730	\$ 250,000.00
11/20/2013	Morgan Stanley - CD due Nov 16, 2015	1824	1.25	\$ 200,000.00	\$ 200,000.00		\$ -	\$ -		1096	\$ 200,000.00
11/20/2013	Morgan Stanley - CD due Nov 21, 2016	1824	2.00	\$ 250,000.00	\$ 250,000.00		\$ -	\$ -		1834	\$ 250,000.00
11/25/2013	Morgan Stanley - CD due Dec 6, 2018	1824	2.05	\$ 250,500.00	\$ 250,500.00		\$ -	\$ -		1847	\$ 250,500.00
11/25/2013	Freddie Mac Govt due Dec 19, 2018		0.10	\$ 2,605,000.00	\$ 2,605,000.00		\$ -	\$ 100.77	1576	30	\$ 2,605,000.00
2/28/2014	First Merit Bank - Sweep	Sweep 4424		\$ 15,908,521.77	\$ 15,890,148.17	\$ -	\$ 483.16	\$ 583.93			\$ 15,890,631.33
2/28/2014	Balance										
3/31/2014	Paine Webber, Inc.	CLM9153J	7.00	\$ 28,771.16	\$ 10,026.34		\$ -	\$ -		60	\$ 10,026.34
3/31/2014	Star Plus	6880	0.22	\$ 598,775.14	\$ 598,775.14		\$ 101.62	\$ 101.62	1741	30	\$ 598,876.76

CITY OF NORTH CANTON  
INVESTMENT REGISTER  
FOR THE CALENDAR YEAR 2014

PURCHASE DATE	FINANCIAL INSTITUTION	SECURITY/ACCOUNT NUMBER	INTEREST RATE	PAR AMT/ CARRYING VALUE	BEGINNING VALUE	Analysis Settle Charge Domestic Wire	PURCHASE (REDEEMED)	INTEREST	REVENUE NUMBER	DAYS HELD	ENDING BALANCE
3/31/2014	Chase Bank - Money Market	9104	0.05	\$ 144,139.04	\$ 144,156.88	\$ -	\$ -	\$ -		30	\$ 144,156.88
3/28/2013	Huntington (CDARS)	7266	0.30	\$ 1,000,000.00	\$ 1,000,000.00		\$ (1,000,000.00)	\$ -		365	\$ -
3/31/2014	Huntington - Money Market	5179	0.20	\$ 1,056,287.01	\$ 1,056,808.00		\$ 1,000,201.43	\$ 201.43	1741	30	\$ 2,057,009.43
3/31/2014	Huntington Checking	2379		\$ 25.00	\$ 25.00		\$ -	\$ 2,996.18	1741	183	\$ 3,021.18
3/31/2014	N. Canton CIC Escrow Account	3646	Various	\$ 457,000.00	\$ 457,000.00		\$ -	\$ -		30	\$ 457,000.00
3/31/2014	First Merit Bank - Companion Acct	0040	0.15	\$ 2,011,322.92	\$ 2,012,042.13		\$ 247.78	\$ 247.78	1741	30	\$ 2,012,289.91
11/4/2013	First Merit Bank - CD	2233	0.20	\$ 4,556,297.84	\$ 4,556,297.84		\$ -	\$ -		181	\$ 4,556,297.84
9/26/2013	First Merit Bank - CD	9352	0.22	\$ 1,000,000.00	\$ 1,000,000.00		\$ (1,000,000.00)	\$ 1,100.00	1741	180	\$ -
10/11/2013	Morgan Stanley - CD due Oct 24, 2014	1824	0.45	\$ 250,000.00	\$ 250,000.00		\$ -	\$ -		377	\$ 250,000.00
10/11/2013	Morgan Stanley - CD due Oct 19, 2015	1824	0.75	\$ 250,000.00	\$ 250,000.00		\$ -	\$ -		737	\$ 250,000.00
10/11/2013	Morgan Stanley - CD due Oct 17, 2015	1824	1.20	\$ 250,000.00	\$ 250,000.00		\$ -	\$ -		1101	\$ 250,000.00
10/11/2013	Morgan Stanley - CD due Oct 17, 2017	1824	1.55	\$ 250,000.00	\$ 250,000.00		\$ -	\$ -		1466	\$ 250,000.00
10/11/2013	Morgan Stanley - CD due Oct 28, 2018	1824	2.10	\$ 250,000.00	\$ 250,000.00		\$ -	\$ -		1837	\$ 250,000.00
11/20/2013	Morgan Stanley - CD due May 20, 2015	1824	0.55	\$ 250,000.00	\$ 250,000.00		\$ -	\$ -		545	\$ 250,000.00
11/20/2013	Morgan Stanley - CD due Nov 21, 2016	1824	0.75	\$ 250,000.00	\$ 250,000.00		\$ -	\$ -		730	\$ 250,000.00
11/25/2013	Morgan Stanley - CD due Dec 6, 2018	1824	1.25	\$ 200,000.00	\$ 200,000.00		\$ -	\$ -		1096	\$ 200,000.00
11/25/2013	Freddie Mac Govt. due Dec 19, 2018		2.05	\$ 250,500.00	\$ 250,500.00		\$ -	\$ -		1834	\$ 250,500.00
3/31/2014	First Merit Bank - Sweep	Sweep 4424	0.10	\$ 2,605,000.00	\$ 2,605,000.00		\$ -	\$ 128.99	1741	30	\$ 2,605,000.00
3/31/2014	Balance			\$ 15,908,118.11	\$ 15,890,631.33	\$ -	\$ (999,449.17)	\$ 4,883.02			\$ 16,429,178.34
4/30/2014	Paine Webber, Inc.	CLM9153J	7.00	\$ 28,771.16	\$ 10,026.34		\$ -	\$ -		60	\$ 10,026.34
4/30/2014	Star Plus	6880	0.22	\$ 598,876.76	\$ 598,876.76		\$ 98.36	\$ 98.36	1911	30	\$ 598,975.12
4/30/2014	Chase Bank - Money Market	9104	0.05	\$ 144,139.04	\$ 144,156.88	\$ -	\$ -	\$ -		30	\$ 144,156.88
3/28/2013	Huntington (CDARS)	7266	0.30	\$ 1,000,000.00	\$ -		\$ -	\$ -		365	\$ -
3/31/2014	Huntington - Money Market	5179	0.20	\$ 1,056,287.01	\$ 1,056,808.00		\$ 1,000,000.00	\$ -		30	\$ 1,057,259.90
4/8/2014	Huntington - Money Market		0.90	\$ 1,000,000.00	\$ 1,000,069.44		\$ 1,000,000.00	\$ -		733	\$ 1,000,000.00
3/31/2014	Huntington Checking	2379		\$ 25.00	\$ 3,021.18		\$ -	\$ -		183	\$ 3,021.18
4/30/2014	N. Canton CIC Escrow Account	3646	Various	\$ 457,000.00	\$ 457,000.00		\$ -	\$ -		30	\$ 457,000.00
3/31/2014	First Merit Bank - Companion Acct	0040		\$ 2,011,322.92	\$ 2,012,289.91		\$ 239.82	\$ 239.82	1911	30	\$ 2,012,529.73
11/4/2013	First Merit Bank - CD	2233	0.20	\$ 4,556,297.84	\$ 4,556,297.84		\$ -	\$ -		181	\$ 4,556,297.84
10/11/2013	Morgan Stanley - CD due Oct 24, 2014	1824	0.45	\$ 250,000.00	\$ 250,000.00		\$ -	\$ -		377	\$ 250,000.00
10/11/2013	Morgan Stanley - CD due Oct 19, 2015	1824	0.75	\$ 250,000.00	\$ 250,000.00		\$ -	\$ -		737	\$ 250,000.00
10/11/2013	Morgan Stanley - CD due Oct 17, 2015	1824	1.20	\$ 250,000.00	\$ 250,000.00		\$ -	\$ -		1101	\$ 250,000.00
10/11/2013	Morgan Stanley - CD due Oct 17, 2017	1824	1.55	\$ 250,000.00	\$ 250,000.00		\$ -	\$ -		1466	\$ 250,000.00
10/11/2013	Morgan Stanley - CD due Oct 28, 2018	1824	2.10	\$ 250,000.00	\$ 250,000.00		\$ -	\$ -		1837	\$ 250,000.00
11/20/2013	Morgan Stanley - CD due May 20, 2015	1824	0.55	\$ 250,000.00	\$ 250,000.00		\$ -	\$ -		545	\$ 250,000.00
11/15/2013	Morgan Stanley - CD due Nov 16, 2015	1824	0.75	\$ 250,000.00	\$ 250,000.00		\$ -	\$ -		730	\$ 250,000.00
11/20/2013	Morgan Stanley - CD due Nov 21, 2016	1824	1.25	\$ 200,000.00	\$ 200,000.00		\$ -	\$ -		1096	\$ 200,000.00
11/25/2013	Morgan Stanley - CD due Dec 6, 2018	1824	2.00	\$ 250,500.00	\$ 250,500.00		\$ -	\$ -		1834	\$ 250,500.00
11/25/2013	Freddie Mac Govt. due Dec 19, 2018		2.05	\$ 250,500.00	\$ 250,500.00		\$ -	\$ -		1847	\$ 250,500.00
4/30/2014	First Merit Bank - Sweep	Sweep 4424	0.10	\$ 5,890,000.00	\$ 5,890,000.00		\$ -	\$ 213.08	1911	30	\$ 5,890,000.00
4/30/2014	Balance			\$ 19,193,219.73	\$ 19,179,247.78	\$ -	\$ 338.18	\$ 801.73			\$ 18,179,766.99

## RECORD OF PROCEEDINGS

Minutes of COUNCIL OF THE CITY OF NORTH CANTON REGULAR Meeting

BEAR GRAPHICS 800-325-8094 FORM NO. 1014B

Held Monday, May 12, 2014

## 1. Call to Order:

The council meeting was called to order Monday,

## 2. Opening Prayer:

The opening prayer was delivered by Pastor David Warren, 1<sup>st</sup> Southern Baptist Church.

## 3. Pledge of Allegiance

All present recited the Pledge of Allegiance.

## 4. Roll Call

The following members of council responded to roll call: Cerrera, Foltz, Kiesling, Peters, Snyder and Werren. Council Member Griffith was not present for the meeting.

Also present were: Mayor Held, Director of Administration Grimes, Director of Law Fox, Director of Finance Alger, City Engineer Benekos,

Mr. Peters: May we have a motion and second to approve, as presented, Mayor's Court Receipts – oh, I'm sorry, may we have a motion to excuse Member Griffith?

Mr. Foltz moved and Mr. Cerrera seconded to excuse the absence of Council Member Griffith. All members present voting:

Yes: Foltz, Kiesling, Peters, Snyder, Werren, Cerrera

No: 0

## 5. Consideration

Mayor's Court Receipts – March 2014

Financial Statement – March 2014

Council Meeting Minutes – April 28, 2014

Special Council Meeting Minutes – May 5, 2014

Mr. Peters: Okay. Now may I have a motion to approve, as presented, Mayor Courts Receipts, March 2014; Financial Statement, March 2014; Council Meeting minutes, April 28, 2014; and Special Council Meeting minutes, May 5, 2014?

Mr. Foltz moved and Mr. Cerrera seconded to approve, as presented, the mayor's court receipts, financial statement, council meeting minutes, and special council meeting minutes. All members present voting:

Yes: Kiesling, Peters, Snyder, Werren, Cerrera, Foltz

No: 0

## 6. Committee Minutes

Mr. Peters: May I have a motion and a second to approve, as presented, Executive Session minutes for Personnel and Safety held 4/28/14; Committee Report minutes for Finance and Property held 4/28/14; Street and Alley held 4/28/14; Water, Sewer and Rubbish held 4/28/14.

Mr. Foltz motioned and Mrs. Kiesling seconded to approve, as presented the executive session and committee report minutes. All members present voting:

Yes: Peters, Snyder, Werren, Cerrera, Foltz, Kiesling

No: 0

**Executive Session minutes for Personnel & Safety:** Please refer to the minutes on file in the Council Office of the Executive Session meeting for Personnel & Safety held April 28, 2014.

## RECORD OF PROCEEDINGS

Minutes of COUNCIL OF THE CITY OF NORTH CANTON REGULAR Meeting

BEAR GRAPHICS 800-325-8084 FORM NO. 10148

Held Monday, May 12,

20 14

**Finance & Property Committee:** Please refer to the minutes on file in the Council Office of the Finance & Property Committee meeting held April 28, 2014.

**Street & Alley Committee:** Please refer to the minutes on file in the Council Office of the Street & Alley Committee meeting held April 28, 2014.

**Water, Sewer & Rubbish Committee:** Please refer to the minutes on file in the Council Office of the Water, Sewer & Rubbish Committee meeting held April 28, 2014.

#### 7. Recognition of Visitors

Mr. Peters: Alright, at this time, Recognition of Visitors. Anyone wishing to speak, address Council, please step forward, state your name and address.

Miriam Baughman (reading from a prepared statement): 320 Weber Avenue. According to the Ohio Attorney General, the Ohio Public Records Act is built on the historical principal that the records of the government are the people's records. This came out of the Supreme Court Case Patterson versus Ayers, and it was Ohio Supreme Court Justice Charles Zimmerman who said, "The rule in Ohio is that public records are the people's records, and that the officials in whose custody they happen to be are merely trustees for the people. Therefore, anyone may inspect such records at any time subject to limitations." And then the second quote, and by the way this page I printed off and gave you a copy, of is the front page of the **Ohio Public Records Act**. The second one is Thomas Jefferson, "information is the currency of democracy." In North Canton, lately it has been very difficult to get public records. The posted policies for each department for public records are not being followed. And I gave everybody a copy of the Finance Department policy and the Council policy. Finance and Council each have their own public records policy with designated public records officers who are in charge of giving out the public records. Ninety percent of the request for public records lately have been denied. And there have been letters from the Law Director that reference multiple case laws as to reason why the records can't be given out. And those multiple case laws I think were meant to intimidate because they make no sense because you'd have to go look them up. A recent request that I made of the Finance Department, a very simple request, ended up involving three departments of the City. I got a response from the public officer of Administration and I was told to go to the Police Department to pick them up. Now that Police Department window is very busy and it's embarrassing to stand there and wait your turn and go up to the window to ask for public records that could be very easily given out upstairs. It's a waste of employee time, and it's a waste of taxpayers' dollars. What I ask is that the posted public records policy be followed. There is, and I don't know how new it is, but the Attorney General now has a mediation process. So if you don't get the public records you ask for, you no longer have to get an attorney and file a lawsuit. There's papers to fill out, and it goes to mediation, and you get an answer within 30 days. I hope that these things can be worked out between the residents and the public records officers so that we don't have to go the embarrassment to go to the Attorney General. Thank you.

Mr. Fox: If I may speak to that. To the Council Members, I can speak directly to the situation where she stated that she dealt with three offices. The first one she dealt with was, of course, the Finance Office. And the request that was provided was actually not for a record, it was a request for information. And as provided in the Revised Code, as well as our stated policy that, which is posted, is that if you deny a request in full or in part, you are required to give the legal reason. So that's the - that's the necessity that the Law Department must opine on that and provide the rationale for denying that request. The reason that it went to Dispatch is; you all received the emails that Mrs. Baughman had provided including the one from Justine in the Administrator's Office. You can see that it was sent on Friday about 3:30. And Justine had contacted me and stated that she tried several times throughout the day to contact Mrs. Baughman. But understanding that she would probably like to receive the document before Monday and not wait through the weekend, she provided it to the Dispatch folks, and then emailed to Mrs. Baughman stating that she could pick it up there. It was no affront to Mrs. Baughman of picking it up at Dispatch, but it's available 24 hours, 7 days a week. So if she wished to receive that, she could simply go to the Dispatch desk. They had a note there so they could provide the documents to her.

## RECORD OF PROCEEDINGS

Minutes of COUNCIL OF THE CITY OF NORTH CANTON REGULAR Meeting

BEAR GRAPHICS 800-325-8094 FORM NO. 10148

Held Monday, May 12, 20 14

Mr. Peters: Alright. Thank you. Mr. Osborne.

Mr. Osborne: Chuck Osborne. 307 Fairview Street SE, North Canton, Ohio. I just want to back up Mrs. Baughman. It has been very, very trying and very rough since the hiring of a full-time Law Director. It should not be an adversarial situation. Each of you, including the Law Director is a servant of the people. Would that be a correct statement, Mr. Peters?

Mr. Peters: Correct.

Mr. Osborne: It gets to be a game. Now certainly Mrs. Baughman could have said, I'd like the documents that provide such and such information. We all know what's going on here. And as far as documents being provided, I too have had the same problem. It's - the documents suddenly became available or become available on a Friday afternoon late in the day, I think that's contrived. The comment I have tonight, and all of Council knows we've had this problem for a year now, ever since the new policy was put out unilaterally by former Council President Snyder, and then added on to in November of last year. We seemed to have made some strides in improving the situation, thanks to Council, but we're sliding back again. I've seen two documents, one to myself and one to Mrs. Baughman here, and I feel so sad for some of the City employees and staff. We have very qualified people as the Clerk of Council, as the Finance Director, they can handle their own records request. But I've had - I've got copies of two documents here in the last week where the Law Director writes or authors the answer to the records request and puts somebody else's name to it. I received one from the Clerk of Council just last week. I'd like to commend her for not signing the thing. It clearly was not written by her. And the one Mrs. Baughman is talking about here is of late. Unfortunately, the lower leveled employee, I'm sure was intimidated and felt compelled to sign it, even though obviously she didn't write it. Now we should not be putting the citizens of North Canton through any of this. We should not be putting the city employees in this kind of predicament. I was very much in favor and I pushed for several years for a full-time Law Director, but it seems all he's doing is sitting in his office, is to find some way to create an adversarial, very difficult situation for citizens requesting knowledge about their community and how government is being conducted. City employees have been here for a long time, many of them, and they're highly qualified. Why is the Law Director writing up a response and putting someone else's name to it? And then having the gall to ask him, well sign this. Again, this should not be an adversarial situation. We're all working toward the same goals, the improvement and the betterment of North Canton. And this City, for many years, has been - enjoyed, I guess, the fact that citizens are busy with their lives, they don't have time to come to the meetings. Thankfully we have some young citizens who do want to come and see how government responds to their needs and fulfills their needs. But certainly this can't continue. And I wasn't going to speak to this today. I left voice mails with a few council members today hoping it would be handled behind the scenes, and I'm going to let it go at that. But this is going to have to end. Thank you.

Mr. Peters: Thank you, Mr. Osborne.

Mr. Fox: As Mr. Osborne had stated the difficulty that he has in obtaining public records and that they're routinely denied. This is one of, one, one request last week. This is documents relating to Council meetings in 1977, 1978 - 730 pages worth of documents. This is not out of the ordinary of the City providing Mr. Osborne. We're waiting for him to pick these up. So for him to stating that the City routinely denies him records, I think that's somewhat disingenuous. If someone makes a request for a record that - or request for information that is not a record, that is the City's obligation to deny that request. It doesn't provide research for its residents. It's required by law to provide the records and that's what it does. And in fact, these are available to Mr. Osborne when he decides to go ahead and pick these up.

Mrs. Alger: I also wanted to say, there are many times we do contact the Law Director because one of the requests was maybe a labor law. So yes, we do contact the Law Director and he gives us guidance because he is the Law Director. So on the record, I want to say, yes, I go to him and ask some guidance.

## RECORD OF PROCEEDINGS

Minutes of COUNCIL OF THE CITY OF NORTH CANTON REGULAR Meeting

BEAR GRAPHICS 800-325-8094 FORM NO. 10148

Held Monday, May 12,

20 14

Mr. Grimes: I, too, would like to echo that. That that's why we have a Law Director, when we have a question, we go to the Law Director; not using him would be just silly on our part. And I've had public records. I've been doing it before when I was Police Chief. I released them to media, lawyers, never had a problem that way. And I've been to numerous, numerous seminars and that on public records. My feeling is it's your stuff, you can have it. But what we've seen lately is just a lot of public record requests at the City. And we're trying to get through them and trying to handle them. And the Law Director is right, if there's a reason that we can't give it out, we have to specify why. The burden is on us to do that. So the only thing that I think that we're doing not in compliance with our public records is the price. We've had the Law Director look at the price and the price has actually come down because of technology on what we originally had it there, and we were charging the lesser rate not the greater rate for folks. So our folks are getting to it. But when we get those things from way back and if it's not clear, we're trying to clear those up, and it just takes up a lot of employee time in all the departments. And that's what we're going through right now. We're getting stacks and stacks of those kind of records. So....

Mrs. Werren: I personally talked with Bev and Gail both, and the amount of time it takes to put together documents that are like that. And these are sometimes we take requests. When we talk about the price it is per sheet of 19 cents, that doesn't take into any account for employee time, which is fine. That's the way the law is. I guess that's part of their job. But when there is an inordinate amount, it's not that they're not efficient or doing their job, they are, it's just when we have so many and so often, you saw the stack, but that's what happens. What happens too if someone does request that and then they don't pick it up? Is that just the way it goes?

Mr. Fox: We have that sometimes.

Mrs. Werren: Yeah.

Mr. Fox: If they don't pay for it - if they make the request and don't pay for it, our ordinance states that they make a future request, those documents are not to be provided until they pay for the prior one.

Mrs. Werren: Like a library fee.

Mr. Fox: Correct.

Mrs. Werren: So I think you guys, you're doing a good job, in my opinion, handling them, in getting them to people in timely manners.

Mr. Peters: Okay. Is there anyone else wishing to address Council? Please step forward.

Gretchen Bercaw: Good evening. My name is Gretchen Bercaw, and I'm a resident at 320 Fairview Street SE, North Canton, Ohio. I come here this evening because of the Hoover District and the apparent lack of communication to our village community here in North Canton. I have lived here since 2000. I have never been to a City Council meeting. I have shied away from being involved in some of the politics that have taken place here in the community. But the most recent activities that have been taking place near our home are very disturbing to me. We live about half way down the first block of Fairview. We face the Hoover Plant. I worked at the Hoover Plants. I lost my job in 2004. I'm all for jobs in the community. I'm all for development. But without zoning and regulation and communication to the people that are being effected by what's going on there, it's really, really disturbing. This past week I drove down Maple Street, I found out all the trees had been clear cut basically, all the old growth trees. We need green space in this community. I have a degree in Parks and Recreation. I worked in the environmental department at the Hoover Company my first year there. I truly believe that there is no plan for what's going over there. And I unfortunately didn't get any communication about the Planning meeting last week. I had communicated to two people on the Council when I received a written letter several months ago that I was disturbed with the plan for the parking lot. And I texted and called a couple of council members. I found out through Chuck Osborne, thankfully, that there was a meeting taking place - that took place last week, and that there was a Council meeting this evening. So I come here to voice my concern that the community is not being kept up to date as to what's taking place there. Our little village as I call it, has seen significant

## RECORD OF PROCEEDINGS

Minutes of COUNCIL OF THE CITY OF NORTH CANTON REGULAR Meeting

BEAR GRAPHICS 800-325-8094 FORM NO. 10148

Held Monday, May 12, 2014

deterioration in the 14 years that I've been there. Many of the homes are now non-owner occupied, they're rentals, there's vacancies. There's homes that have been vacant for over a year, there's foreclosures, there's tenants that shouldn't be in the neighborhood, honestly. We had the disgruntled tenant who burnt down a home and subsequently a second home in the neighborhood. We had a meth lab on the corner. All of these things as a result of the fact that we don't have regulations stipulating what can take place in our community, I believe. And now with this parking lot situation with the Hoover District, we're finding out that the buffer zone that takes place between Fairview Street and the current parking lot is going to be potentially eliminated, eliminating green space, eliminating a space that protects us from light pollution, from visual apparent aesthetic reasons that are going to decrease the value of our homes even further. And many of the residents on our block aren't even aware of what's going on. Stark Parks put in a trail there, spent thousands of dollars putting in the trail, and now that trail is going to be eliminated. This isn't fair to our community. I'm all for the development. I am not in favor of that parking lot. There is plenty of surface space in this community that is not being used. On the north side of that lot - I worked at a company in downtown Cleveland where we had to take a shuttle to work. We worked, we parked in an off-surface lot, and the company provided a shuttle. If there's not enough parking spots, but I have to tell you, there brochure touts that they have abundant parking right on their website. And there is no reason that that parking lot should be expanded, absolutely none. Nor should this front green lawn be paved, absolutely not. This is going to destroy our town. Right here in the front of City Hall, it's going to be blacktop. I'm furious. And unfortunately many of my neighbors don't reside in their homes. But I'll tell you what, I'm going to do my best to tell every single person in this community to make a voice to stop this. Stuart Lichter, and Industrial Realty Group, as far as I'm concerned, they can leave town, because they're not doing us any good by doing things like clear-cutting trees on Maple. And I don't know who approved it. Who - if it was lack of communication between Council and City departments or if they just went ahead and did it. But it is really ugly out there. And I'm sure that they'll beautify it in some fashion by putting up some sapling tree out there. But you can't replace 85-year-old trees. So please, consider putting some laws and some regulations in as to what's happening in our community. And please communicate with the people in your community, because right now that's not happening. I've talked to many, many people in the last 24 hours that knew nothing about what's going on there. Thank you.

Mrs. Kiesling: I'd like to comment.

Mr. Peters: Yeah.

Mrs. Kiesling: Gretchen, I was at that meeting, the Planning Commission meeting last week. And as Chair of Community and Economic Development, I'm definitely very disappointed in how IRG (Industrial Realty Group) is treating us as a City. I think we've gone above and beyond creating grants for them to help occupy their space over there, obviously creating revenue for the City as well. However, they're very hard to communicate with, and when they brought these plans to us, you know, and the zone change several months ago, they made it very clear they wanted to communicate, they wanted to work with us. I think they got a little frustrated on the front end with some concerns and decided not to do the zone change on that back portion of the property that abuts on Mr. Hipp's property. Because of pulling out on the zone change, they didn't have - it didn't come to Council. It was a Planning Commission action, not a Council action. Therefore, we didn't have to notify the neighbors of another, you know, public hearing because it wasn't coming to Council. However, there was a public hearing at Planning, and they did notify residents of how many feet, there's so many feet they had to 200 feet. So the resident who were within 200 feet of the zone change were notified by a letter stating we had a public hearing last Wednesday night considering the conditional use for that back part of the property. Obviously, IRG owns that property. They do have the right to do with what they'd like with that property. We do have a zoning code. It is very thick, it is very convoluted, it is very complicated. However, we do work within the zoning code and we make them do exactly what's in here. There are a lot of laws in here that will protect the citizens. I have to tell you, at least several of us that were at the Planning Commission Meeting that night, we are not in favor of this. However we, as a Council, have no say in it at this point. It is a Planning Commission issue, it's a Mayor issue, it is an Engineer and a Permits and Zoning issue. I can tell you that, you know, I'm going to fight for whatever I can to create a nice buffer. I certainly don't want them to cut into that R2F part of the parking lot. But I don't own it, they do. All I own is this (zoning code). All we can do is go by the law that we have in place right now, and that's what we are currently trying to do. There are a lot of problems with that site plan. They were pointed out to them at the Planning



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Commission that evening. They're going back to the drawing board to look at their plans again. I know Eric has spoken to them a couple of times this past week and hopefully we're on the right track. However, you know, she made it very clear when she left the meeting in March that she was going to communicate with the property owners and have a meeting, and they chose not to. That was a surprise to us. They did not let us know that they weren't going to communicate, next thing I know it's on the Planning Commission agenda. That was not communicated to us. As far as the trees being cut down over there, again, it is their property. Just like I would have the right to cut down my own trees, they have the right to cut down their own trees. Unfortunately, it's absolutely horrendous, I completely agree. So all I can tell you is continue to stay in contact with us. We'll let you know when they're going to bring it back to the Council. I'm sure Chuck will let you know when Planning Commission is going to meet again. And you know we'll just fight as a group to demand what we think is what - what we - is appropriate for that part of the parking lot. Hopefully Planning Commission, who is appointed by your Mayor, will listen and do what we think is right. However, they also have to go by what's in here that we've adopted over many years as the City of North Canton. So we'll do what we can. Right now we don't know what's going on, other than they were not approved. and they're - potentially coming back next month. I do not know that yet at this time.

Mr. Peters: Is there anyone else wishing to address Council at this time? Ma'am.

Dawn Stump: Good evening, my name is Dawn Stump. I live at 416 Adena Street, North Canton, right behind the Hoover Company. I have people parking nonstop 24/7 in front of my house that work at the Hoover Company. They are nonstop speeding up and down past our houses, they're parking, they're walking around, and throwing their cigarette butts in my yard. You know, I just don't understand. My house value has decreased two thirds since this sold. And it was based on, oh they're going to renovate it, it's going to look like Canal Park. There's going to be restaurants. We're going to have the City vote on putting alcohol on being able to be sold over here, which I completely disagreed with. But they passed it, and where's the restaurant? Where's all the businesses that they were supposed to bring to this City? As my house value and my neighbor's value, property value, continues to decline while they tear up our City. I just want you to think about the rest of us. You guys probably live in beautiful homes. My house is beautiful to me. But I could never sell it. I could never move out of this City ever because it's worth a third of what I paid for it because of this. There are little people who lived from paycheck to paycheck that would like to have everything else everybody else has, but we can't because our City continues to decline and nobody's - everybody is letting it happen and nobody wants to stop it. He wants to knock all those trees down and take away our trails to bring it so it will make more opportunities for people that want to come see. What are they going to come see, a bunch of empty parking lots, except for this side, which a third of it is used - a third. I drive by it every day. It's never been full, ever. Not one time. And it's not fair. It's not fair that my property value continues to decline while he gets tax breaks and everything else so he can build up a parking lot. How about building up the Hoover Company? How about bringing in more jobs and more money for everybody else? But no, I can't because he's rich. What happened to all the developers that were in cahoots with him? They all left him. And now he's asking the City to pay more money to help him finish what he was supposed to have started in the first place. He's done nothing, nothing. I just think it's a shame.

Mr. Peters: Ma'am. What is your address?

Mrs. Stump: 416 Adena Street, North Canton.

Mr. Peters: Adena. Is there anyone else wishing to address Council at this time? Alright, seeing none, we will move on to Old Business. May I have a motion and second to read by title only, the third reading of Ordinance No. 30-14?

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## OLD BUSINESS:

8. Mr. Cerreta moved and Mr. Foltz seconded to read by title only, third reading of Ordinance No. 30-14. All members present voting:  
Yes: Snyder, Werren, Cerreta, Foltz, Kiesling, Peters  
No: 0

**Ordinance No. 30-14 – 3rd<sup>rd</sup> Reading – Water, Sewer & Rubbish**

An ordinance approving, confirming, and accepting a Perpetual Public Waterline Easement ("Easement"), granted by Nesbitt Enterprises, LLC, an Ohio limited liability company, ("Grantor") to the City of North Canton, an Ohio municipality, its successors and assigns, ("Grantee"), the perpetual right of way and Easement located in part of the Northeast Quarter of Section 6, Township 11 (Plain Township), Range 8.

Mr. Peters: Chairman Cerreta

Mr. Cerreta: Yes, we've talked about this. This is the third reading. This was a waterline put in 20 years ago, and there was no easement acquired at that time. So we're just updating to make it the way it should be. And so I move that we adopt Ordinance No. 30-14 for the third reading.

Mr. Cerreta moved and Mrs. Kiesling seconded to adopt the third reading of Ordinance No. 30-14. All members present voting:  
Yes: Werren, Cerreta, Foltz, Kiesling, Peters, Snyder  
No: 0

9. Mr. Peters: May I have a motion and second to read by title only, the third reading of Ordinance No. 33-14?

Mrs. Kiesling moved and Mr. Cerreta seconded to read by title only, third reading of Ordinance No. 33-14. All members present voting:  
Yes: Cerreta, Foltz, Kiesling, Peters, Snyder, Werren  
No: 0

**Ordinance No. 33-14 – 3<sup>rd</sup> Reading – Community & Economic Development**

An ordinance amending Ordinance No. 50-03, Zoning Ordinance of the City of North Canton, to change the zoning district of the premises situated at 160 Applegrove Street NE and known as Parcel No. 9208695, and located in the City of North Canton from Office Building District ("OB") to Parks and Institutional ("P&I").

Mr. Peters: Chairman Kiesling.

Mrs. Kiesling: Yes. This is the third and final reading of the parcel on Applegrove from St. Luke's. They're going to add on to their property and we're very excited about that. So I motion we adopt.

Mrs. Kiesling moved and Mr. Cerreta seconded to adopt the third reading of Ordinance No. 33-14. All members present voting:  
Yes: Foltz, Kiesling, Peters, Snyder, Werren, Cerreta  
No: 0

10. Mr. Peters: May I have a motion and a second to read by title only, the third reading of Ordinance No. 34-14?

Mrs. Kiesling moved and Mr. Cerreta seconded to read by title only, third reading of Ordinance No. 34-14. All members present voting:  
Yes: Kiesling, Peters, Snyder, Werren, Cerreta, Foltz  
No: 0

**Ordinance No. 34-14 – 3rd Reading – Community & Economic Development**

An ordinance accepting the recommendations of the City of North Canton Tax Incentive Review Council ("TIRC"), concerning the agreements granting exemptions from property taxation, to continue two (2) and modify one (1) of the existing Community Reinvestment Area ("CRA") agreements.

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Mr. Peters: Chairman Kiesling.

Mrs. Kiesling: Yes this is the third and final reading of the tax incentive agreements we have currently. We're keeping the LMD Property and the Reed Funeral Home incentive as is and decreasing the LT Park and Associate by 25 percent for the next 5 years, but looking at it yearly to make sure they reached their quota. Any questions? I motion we adopt.

Mrs. Kiesling moved and Mr. Foltz seconded to adopt the third reading of Ordinance No. 34-14. All members present voting:

Yes: Peters, Snyder, Werren, Cerreta, Foltz, Kiesling

No: 0

## NEW BUSINESS:

11. Mr. Peters: Okay, may I have a motion and second to read by title only, the first reading of Ordinance No. 40-14?

Mrs. Kiesling moved and Mrs. Werren seconded to read by title only, first reading of Ordinance No. 40-14. All members present voting:

Yes: Snyder, Werren, Cerreta, Foltz, Kiesling, Peters

No: 0

**Ordinance No. 40-14 – 1<sup>st</sup> Reading – Water, Sewer & Rubbish**

An ordinance amending CHAPTER 935 – WATER LINES AND HYDRANTS, specifically Section 935.02(b)(4) Water Tap-In Fees, of the Codified Ordinances of the City of North Canton, to establish fees and usage policies.

Mr. Peters: Chairman Cerreta.

Mr. Cerreta: Yes, this is more of cleaning up the language to - it was kind of confusing to the contractors, so we talked about this in committee. We want to clean up the language and make it a little unconfusable, if you'll recall. So we just want to pass this and get this going so it's very clear to who pays for what as far as the contractors. So I move we go forward with this in the first reading.

Mr. Cerreta moved and Mr. Foltz seconded to adopt the first reading of Ordinance No. 40-14. All members present voting:

Yes: Werren, Cerreta, Foltz, Kiesling, Peters, Snyder

No: 0

12. Mr. Peters: May I have a motion and second to read by title only, the first reading of Ordinance No. 41-14?

Mr. Cerreta moved and Mrs. Kiesling seconded to read by title only, the first reading of Ordinance No. 41-14. All members present voting:

Yes: Cerreta, Foltz, Kiesling, Peters, Snyder, Werren

No: 0

**Ordinance No. 41-14 – 1<sup>st</sup> Reading – Personnel & Safety**

An ordinance authorizing the Mayor of the City of North Canton to enter into an Emergency Reserve Dispatching Agreement, by and between the City of North Canton and Nimishillen Township, to provide dispatching capabilities to the City's dispatching center in the event it became unusable or inoperable, and declaring the same to be an emergency.

Mr. Peters: Yes, in case anything goes array with our system we have an immediate backup. And that's why this is on an emergency tonight so we can get this up and moving quickly. It's a \$4,000 one-time fee to upgrade their equipment...

Mr. Grimes: Right.

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Mr. Peters: And if there's any other – If there's any questions for Director Grimes and Chief Bacon is here tonight. If there's no questions, I'll accept a motion to adopt the first reading.

Mr. Cerreta moved and Mr. Foltz seconded to **adopt the first reading** of Ordinance No. 41-14. All members present voting:

Yes: Foltz, Kiesling, Peters, Snyder, Werren, Cerreta.

No: 0

Mr. Peters: May I have a motion and a second to suspend the rules for Ordinance No. 41-14?

Mr. Foltz moved and Mrs. Werren seconded to **suspend the rules** for Ordinance No. 41-14. All members present voting:

Yes: Kiesling, Peters, Snyder, Werren, Cerreta, Foltz

No: 0

Mr. Peters: Now may I have a motion and a second to adopt under suspension of the rules Ordinance No. 41-14?

Mr. Foltz moved and Mrs. Werren seconded to **adopt under suspension of the rules** Ordinance No. 41-14. All members present voting:

Yes: Peters, Snyder, Werren, Cerreta, Foltz, Kiesling

No: 0

13. Mr. Peters: May I have a motion and a second to read by title only, first reading of Ordinance No. 42-14?

Mr. Foltz moved and Mr. Cerreta seconded to **read by title only, first reading** of Ordinance No. 42-14. All members present voting:

Yes: Snyder, Werren, Cerreta, Foltz, Kiesling, Peters

No: 0

## **Ordinance No. 42-14 – 1<sup>st</sup> Reading – Personnel & Safety**

An ordinance amending Chapter 155 Personnel Regulations of Part One-Administrative Code of the Codified Ordinances of the City of North Canton, as amended, specifically Section 1. GENERAL PERSONNEL REGULATIONS.

Mr. Peters: Yes, what we're doing is addressing the exempt personnel, the salaried personnel. They will be – they will no longer be filling out specific timecards. They will only be filling out timesheets that specify whether they sick time, vacation time, or personal time. And if there are no further questions, I'll accept a motion and a second to adopt.

Mr. Cerreta moved and Mrs. Werren seconded to **adopt the first reading** of Ordinance No. 42-14. All members present voting:

Yes: Werren, Cerreta, Foltz, Kiesling, Peters, Snyder

No: 0

14. Mr. Peters: May I have a motion and a second to read by title only, the first reading of Ordinance No. 43-14?

Mrs. Werren moved and Mr. Foltz seconded to **read by title only, first reading** of Ordinance No. 43-14. All members present voting:

Yes: Cerreta, Foltz, Kiesling, Peters, Snyder, Werren

No: 0

## **Ordinance No. 43-14 – 1<sup>st</sup> Reading – Street & Alley**

An ordinance authorizing the Director of Administration of the City of North Canton to advertise and receive bids, and for the Mayor, through the Board of Control, to enter into a contract for the Price Park East Parking Lot Rehab Project at a total cost not to exceed \$95,000.

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Mr. Peters: And Chairman Griffith is home taking care of sick child. I'm going to let the Engineer for these next three give us a quick synopsis.

Mr. Benekos: Sure. This is to improve the parking lot, the east parking lot along West Maple Street for Price Park. We're looking at putting in some bio-swales, permeable pavers to improve the water quality and reduce the water runoff from the parking lot. And then the subsequent legislation, the next one, we're applying for a grant to do that work.

Mr. Peters: Alright, I'll accept a motion and a second to adopt the first reading of Ordinance No. 43-14.

Mr. Foltz moved and Mr. Cerreta seconded to adopt the first reading of Ordinance No. 43-14. All members present voting:

Yes: Foltz, Kiesling, Peters, Snyder, Werren, Cerreta

No: 0

15. Mr. Peters: Okay, may I have a motion and second to read by title only, the first reading of Ordinance No. 44-14?

Mr. Foltz moved and Mrs. Kiesling seconded to read by title only, the first reading of Ordinance No. 44-14. All members present voting:

Yes: Kiesling, Peters, Snyder, Werren, Cerreta, Foltz

No: 0

**Ordinance No. 44-14 – 1<sup>st</sup> Reading – Street & Alley**

An ordinance authorizing the Mayor of the City of North Canton to apply for, accept, and utilize a Surface Water Improvement Fund Grant ("SWIF"), through the Ohio Environmental Protection Agency ("OEPA"), for improvements to the Price Park east parking lot, and authorizing the Mayor, through the Board of Control, to enter into an agreement for said grant, and declaring the same to be an emergency.

Mr. Peters: Okay, as Jim said, we're asking for the money.

Mr. Benekos: Correct

Mr. Peters: Alright, may I have a motion and second to adopt the first reading of Ordinance No. 44-14?

Mr. Foltz moved and Mr. Cerreta seconded to adopt the first reading of Ordinance No. 44-14. All members present voting:

Yes: Peters, Snyder, Werren, Cerreta, Foltz, Kiesling

No: 0

Mr. Peters: As time is of the essence, may I have a motion and a second to suspend the rules for Ordinance No. 44-14?

Mr. Foltz moved and Mr. Cerreta seconded to suspend the rules for Ordinance No. 44-14. All members present voting:

Yes: Snyder, Werren, Cerreta, Foltz, Kiesling, Peters

No: 0

Mr. Peters: May I have a motion and a second to adopt under suspension of the rules, Ordinance No. 44-14?

Mr. Foltz moved and Mrs. Kiesling seconded to adopt under the suspension of the rules for Ordinance No. 44-14. All members present voting:

Yes: Werren, Cerreta, Foltz, Kiesling, Peters, Snyder

No: 0

16. Mr. Peters: May I have a motion and a second to read by title only, the first reading of Ordinance No. 45-14?

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Mr. Foltz moved and Mrs. Werren seconded to read by title only, first reading of Ordinance No. 45-14. All members present voting:  
Yes: Cerreta, Foltz, Kiesling, Peters, Snyder, Werren  
No: 0

Mr. Peters: Engineer Benekos.

Mr. Benekos: Yes, this is our....

Mr. Fox: I'm sorry. I'm sorry. There is actually one that we'll have to go back and do that as well, but we'll take care of this one.

Mr. Benekos: Okay.

## Ordinance No. 45-14 – 1<sup>st</sup> Reading – Street & Alley

An ordinance authorizing the Director of Administration of the City of North Canton to advertise and receive bids and authorizing the Mayor of the City of North Canton, through the Board of Control, to enter into a contract for the resurfacing, repaving, replacement, repair and preventative maintenance of certain streets, alleys and city parking lots within the corporate limits of the City of North Canton, at a cost not to exceed \$460,000, and declaring the same to be an emergency.

Mr. Peters: Now. Tim, thank you.

Mr. Benekos: This is our annual paving program. We sent out a list of the streets that are on this program that we're going to consider. Depending on how the bids come back, we'll see how far we can go on those streets. I'll entertain any questions.

Mr. Peters: Alright. If there's no questions, I'll accept a motion and a second for the first reading of 45-15.

Mr. Snyder: So moved.

Mrs. Werren: Second.

Mrs. Kalpac: Move to adopt.

Mr. Snyder: Move to adopt.

Mr. Peters: Yeah.

Mr. Foltz: Second.

Mr. Snyder moved and Mr. Foltz seconded to adopt the first reading of 45-15. All members present voting:  
Yes: Foltz, Kiesling, Peters, Snyder, Werren, Cerreta  
No: 0

Mr. Peters: And may I have a motion and a second to suspend the rules for Ordinance No.45-15?

Mrs. Kiesling moved and Mr. Cerreta seconded to suspend the rules for Ordinance No. 45-15. All members present voting:  
Yes: Kiesling, Peters, Snyder, Werren, Cerreta, Foltz  
No: 0

Mr. Peters: May I have a motion and a second to adopt under suspension of the rules Ordinance No. 45-14?

Mr. Foltz moved and Mrs. Kiesling seconded to adopt under suspension of the rules Ordinance No. 45-14. All members present voting:  
Yes: Peters, Snyder, Werren, Cerreta, Foltz, Kiesling  
No: 0

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17. Mr. Peters: May I have a motion and a second to read by title only the first reading of Ordinance 46-14.

Mr. Foltz moved and Mr. Cerreta seconded to read by title only, first reading of Ordinance No. 46-14. All members present voting:

Yes: Snyder, Werren, Cerreta, Foltz, Kiesling, Peters

No: 0

**Ordinance No. 46-14 – 1<sup>st</sup> Reading – Water, Sewer & Rubbish**

An ordinance authorizing the Director of Administration of the City of North Canton to advertise and receive bids, and for the Mayor, through the Board of Control, to enter into a contract for the 2014 Sanitary Sewers Rehab Project, at a total cost not to exceed \$100,000.

Mr. Peters: Chairman Cerreta.

Mr. Cerreta: Inaudible... This is – we're playing catch-up on our sewer maintenance program. We're going to be looking at where we can reline and where we need to reline basically. We been talking about this in committee. So I move that we move forward on this. To make a motion Ordinance No. 46-14 in first reading.

Mr. Cerreta moved and Mr. Foltz seconded to adopt the first reading of Ordinance No. 46-14. All members present voting:

Yes: Werren, Cerreta, Foltz, Kiesling, Peters, Snyder

No: 0

18. Mr. Peters: May I have a motion and a second to read by title only, the first reading of Ordinance No. 47-14?

Mr. Foltz moved and Mr. Cerreta seconded to read by title only, the first reading of Ordinance No. 47-14. All members present voting:

Yes: Cerreta, Foltz, Kiesling, Peters, Snyder, Werren

No: 0

**Ordinance No. 47-14 – 1<sup>st</sup> Reading – Water, Sewer & Rubbish**

An ordinance authorizing the Director of Administration of the City of North Canton to advertise and receive bids, and for the Mayor, through the Board of Control, to enter into a contract for the Foster Avenue SE (Hartman Street SE to East Maple) and Hartman Street SE (Foster Avenue SE to Pershing Avenue SE) Waterline Replacement Project, at a total cost not to exceed \$95,000.

Mr. Peters: Chairman Cerreta

Mr. Cerreta: As stated, it is what it is, it's a water replacement for those streets. I move we move forward with this in the first reading.

Mr. Cerreta moved and Mrs. Kiesling seconded to adopt the first reading of Ordinance No. 47-14. All members present voting:

Yes: Foltz, Kiesling, Peters, Snyder, Werren, Cerreta

No: 0

19. Mr. Peters: May I have a motion and a second to read by title only, the first reading of Ordinance 48-14?

Mrs. Kiesling moved and Mr. Cerreta seconded to read by title only, first reading of Ordinance No. 48-14. All members present voting:

Yes: Kiesling, Peters, Snyder, Werren, Cerreta, Foltz

No: 0

**Ordinance No. 48-14 – 1<sup>st</sup> Reading – Water, Sewer & Rubbish**

An ordinance authorizing the Director of Administration of the City of North Canton to advertise and receive bids, and for the Mayor, through the Board of Control, to enter into a contract for the South Main Street Waterline Replacement Project (50<sup>th</sup> Street SE to Knoll Street SE), at a total cost not to exceed \$225,000.

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Mr. Peters: Chairman Cerreta.

Mr. Cerreta: Once again, it's exactly what it said there, we're replacing a waterline replacement from 50<sup>th</sup> to Knoll, not to exceed \$225,000. And I move we move forward with this in the first reading.

Mr. Cerreta moved and Mrs. Kiesling seconded to **adopt the first reading of Ordinance No. 48-14.** All members present voting:

Yes: Peters, Snyder, Werren, Cerreta, Foltz, Kiesling

No: 0

20. Mr. Peters: May I have a motion and second to read by title only, the first reading of Ordinance No. 49-14?

Mr. Foltz moved and Mrs. Werren seconded to **read by title only, the first reading of Ordinance No. 49-14.** All members present voting:

Yes: Snyder, Werren, Cerreta, Foltz, Kiesling, Peters

No: 0

## **Ordinance No. 49-14 – 1<sup>st</sup> Reading – Water, Sewer & Rubbish**

An ordinance authorizing the Director of Administration of the City of North Canton to advertise and receive bids, and for the Mayor, through the Board of Control, to enter into a contract for the Whipple Avenue Waterline Extension Project (Wise Avenue NW to Portage Street NW), at a total cost not to exceed \$185,000.

Mr. Peters: Chairman Cerreta.

Mr. Cerreta: Yes, this is again, a proactive approach here. We want to supply water to an important growing area to our west. We want to make sure that those lines are available to those folks who want to move in over there on Whipple. So I move we move forward with this in the first reading.

Mr. Cerreta moved and Mr. Foltz seconded to **adopt the first reading of Ordinance No. 49-14.** All members present voting:

Yes: Werren, Cerreta, Foltz, Kiesling, Peters, Snyder

No: 0

21. Mr. Peters: May I have a motion and a second to read by title only, the first reading of Resolution No. 50-14.

Mr. Foltz moved and Mr. Cerreta seconded to **read by title only, first reading of Resolution No. 50-14.** All members present voting:

Yes: Cerreta, Foltz, Kiesling, Peters, Snyder, Werren

No: 0

## **Resolution No. 50-14 – 1<sup>st</sup> Reading – Finance & Property**

A resolution authorizing the Director of Finance of the City of North Canton, to compensate City employee, Daniel Richards, his regular salary for all of his summoned dates of Grand Jury Duty Leave, upon the Director of Finance's receipt of the documents, including pay vouchers/check from the Clerk of Courts, needed to corroborate his service time.

Mr. Peters: Chairman Snyder.

Mr. Snyder: Thank you, Mr. President. Presently under bargaining unit negotiation they're entitled to 80 hours of leave to go to jury duty. However, the Grand Jury is summoned three months or possibly longer. So it is the intention of this City Administration and Council to reimburse Mr. Richards for the time over the 80 hours that he would normally get. He receives, I think, \$10 dollars the first week and then \$22.50 a day from then on. So it's a way to allow him to do his civic duty. That is the purpose of it. And that's an individual basis. As the contract reads, the Council is the sole party to give leave to do so. So that's what they're asking. I move for its adoption.



## RECORD OF PROCEEDINGS

Minutes of COUNCIL OF THE CITY OF NORTH CANTON REGULAR Meeting

SEAR GRAPHICS 800-325-8094 FORM NO 10148

Held Monday, May 12,

20 14

Mr. Snyder moved and Mrs. Kiesling seconded to adopt the first reading of Resolution No. 50-14. All members present voting:

Yes: Foltz, Kiesling, Peters, Snyder, Werren, Cerreta

No: 0

Mr. Peters: Everyone hang tight. We skipped one here.

Mr. Fox: Mr. President, I believe I didn't have the opportunity to actually read by title only, Ordinance No. 34-14. And I respectfully request we return to Old Business, go ahead and go through that process for 34-14. There's no harm in doing it twice, but there is if it wasn't read.

Mr. Snyder: I thought we did that.

Mr. Peters: Okay, alright.

Mr. Cerreta: Well let's read it.

Mr. Peters: Here we go. May I have a motion and a second to read by title only, the third reading of Ordinance No. 34-14?

Mr. Foltz moved and Mrs. Werren seconded to read by title only, third reading of Ordinance No. 34-14. All members present voting:

Yes: Kiesling, Peters, Snyder, Werren, Cerreta, Foltz

No: 0

Mr. Peters: May I have a motion and second to

Mr. Fox: That's right where I want to go.

Mr. Peters: Oh, I'm sorry. That's right that's where I messed up.

Mr. Fox: That's it.

Mr. Peters: I almost did it again.

Mr. Fox: Thank you.

Mr. Peters: At least I'm not seconding my own.

Mrs. Kiesling: Quick trigger.

**Ordinance No. 34-14 – 3rd Reading – Community & Economic Development**

An ordinance accepting the recommendations of the City of North Canton Tax Incentive Review Council ("TIRC"), concerning the agreements granting exemptions from property taxation, to continue two (2) and modify one (1) of the existing Community Reinvestment Area ("CRA") agreements.

Mr. Peters: Now, may I have a motion and a second to adopt the third reading of Ordinance No. 34-14?

Mr. Foltz moved and Mrs. Kiesling seconded to adopt the third reading of Ordinance No. 34-14. All members present voting:

Yes: Peters, Snyder, Werren, Cerreta, Foltz, Kiesling

No: 0

Mr. Peters: Okay. Pursuant to Section 3.05 of the Charter, on May 12, 2014, the Director of Finance submitted to the Mayor and Council a schedule of and anticipated income for the next succeeding fiscal year.

Mr. Snyder: Mr. President, may I rise to a privilege of a question.

## RECORD OF PROCEEDINGS

Minutes of COUNCIL OF THE CITY OF NORTH CANTON REGULAR Meeting

DEAR GRAPHICS 800-325-8084 FORM NO. 10148

Held Monday, May 12, 2014

Mr. Peters: Yes, sir.

Mr. Snyder: Thank you. Mr. Mayor, what on that IRG - where is that million dollar grant at this present time? Have we disbursed that money?

Mayor Held: Jim - I think that, I don't have the exact amount as far as....

Mr. Benekos: We're about \$600,000.

Mayor Held: 600 - 600,000.

Mr. Snyder: \$600,000 of it? Well I would think it would behoove us just to hold it up from now. We'll issue an ordinance holding. These people won't cooperate. Obviously they want to fly in and spend our money and not be attentive to our tax-payer. Those are taxpayers' money. We'll just put the freeze on the money. They either show up or they don't show up. And let them come and show up and tell us what they want to do.

Mr. Peters: I agree.

Mr. Snyder: Just freeze the money. We'll pass an ordinance freezing the money. And if he calls, you tell him to call us. There'll be no more money disbursed to him from now on. And when he comes and does what he's supposed to do, and what he's supposed to possibly do, and then we'll release the money. It's ridiculous. The man doesn't call you back....

Mayor Held: Well what I'd like to do, if that's - it's okay, is we'll set up a meeting with the developer and we have to have the ....

Mr. Snyder: We've had meetings with him before, and it doesn't make a difference....

Mayor Held: Well ....

Mr. Snyder: Just freeze his money, that gets his attention immediately....

Mayor Held: Okay....

Mr. Snyder: If the IRS (Internal Revenue Service) would do it to somebody, they'd respond in five seconds.

Mrs. Kiesling: I know Eric has been in contact with him, he told me Thursday and Friday. And his comment was they're very unhappy, which just incites me even more. So I would love to set up a meeting and have a conversation with them. That would be refreshing.

Mayor Held: I think that's the best thing to do....

Mrs. Werren: Yeah.

Mayor Held: Because then when you have issues that you want to address and bring to their attention....

Mrs. Werren: Right.

Mrs. Kiesling: Well that's what we wanted to do all along ....

Mayor Held: Yeah.

Mrs. Kiesling: and they chose not to, so....

## RECORD OF PROCEEDINGS

Minutes of COUNCIL OF THE CITY OF NORTH CANTON REGULAR Meeting

DEAR GRAPHICS 800-325-8094 FORM NO 10148

Held Monday, May 12, 2014

Mayor Held: I think that's a good - I think that's the way to go. Because even once you know, we go - get to the point of not providing funds for the projects, you know, we still have to make a decision....

Mrs. Kiesling: Right.

Mayor Held: as far as what is acceptable and what is ....

Mr. Snyder: Well maybe if he understands that the meeting is to the point, if he doesn't show up the funds will dry up.

Mrs. Kiesling: I just, I think we need to make it very clear how frustrated we are, and I'm not sure who is communicating that with ... with Mr. Lichter.

Mayor Held: No, I have myself.

Mrs. Kiesling: Okay.

Mayor Held: Yeah, directly over the phone.

Mrs. Kiesling: Okay.

Mayor Held: So it's clearly been communicated, because, you know, it's obviously upsetting when you see residents that are coming up and you see the parking lot that's being expanded and trees that are taken down. Of course, you mean, you know, nobody here wants to see trees taken down. But then you run into trying to manage that balance of like when we widened Applegrove.

Mrs. Kiesling: I agree.

Mayor Held: You know the residents that were along Applegrove, they did not want to see half of their front yard....

Mrs. Kiesling: Definitely.

Mayor Held: turn into a four-lane roadway.

Mrs. Kiesling: I know.

Mayor Held: Or the residents that were down there on Applegrove when we were punching Applegrove through. It's not to say that the City just sits back and just allows these things to happen, but there is a balance that this Council and the Administration has to make as far as what it is that we'd like to see the community from this point and into the future. Of course we value trees, but we also value having the ability for the businesses to be able to manage on the front of the Hoover lawn, to have a place for their shipments to be made in and out, to have turning lanes, to have it mesh well with the YMCA. You know, we want to achieve that. It would be easy to say, no, we won't cut anymore trees down. But then the question is what is the consequence of that?

Mrs. Werren: Right.

Mayor Held: And so, as we've done in the past, we've been through, you know, with the car wash on - we all remember that or the carwash on Maple Street. It was a very stressful situation. And this was back when I was the Administrator. It's just not a pleasant experience. Whenever you're dealing with somebody's home or with their children, it's - if it brings out, you know, very hard feelings. And understandably so, because I'm the same way, you're all the same way. But if we don't - I don't want to mislead anybody into thinking well we'll just - we're going to do this, that, and the other thing, if we're not in a position to do it.

Mrs. Kiesling: Right.

## RECORD OF PROCEEDINGS

Minutes of COUNCIL OF THE CITY OF NORTH CANTON REGULAR Meeting

BEAR GRAPHICS 800-325-0094 FORM NO. 10148

Held Monday, May 12, 20 14

Mayor Held: Or if we can reach some sort of compromise that's amendable to the residents....

Mrs. Kiesling: Yes.

Mayor Held: and also to the developer. That's what our goal is.

Mrs. Werren: I think that's what happened. There was never that -- they haven't talked to them. They didn't know the plan. Had they seen the drawings, the schematic, they look good. What is going to be over there is a nice design, it's not something willy-nilly we came up with in a week. It's been a plan. We are following the plan.

Mayor Held: Right.

Mrs. Werren: But there was no communication....

Mayor Held: Yes.

Mrs. Werren: I mean the one woman alluded to there just doesn't seem to be any plan. And it would look like that.

Mayor Held: Right.

Mrs. Werren: It would look like that there is no plan and the trees were just randomly cut down. And so had they communicated - but I do think we run the risk a little bit, I agree with giving them a lot of money, but I think the communication part is really important, right now, as opposed to just we're not giving you another dime.

Mayor Held: And this -- yeah.

Mrs. Werren: We're in the middle of some really crucial projects ....

Mayor Held: Right.

Mrs. Werren: that need to move forward.

Mayor Held: Absolutely. And we'll....

Mrs. Werren: And so we have got to work with them.

Mayor Held: And I can assure you that the communication is going to open up.

Mrs. Werren: Okay.

Mayor Held: But I also, you know, and this has just been my experience, and for those of you who have been around for some time too, you know you have to make decisions. You've got to make decisions. Just like we did on - with the widening of Maple Street. I mean, no one here wants to see the trees cut down. But the question is, you know, can you replace the trees or provide another buffer for vegetation that's acceptable to the community? And obviously it can be done. The question is, at what cost? You know, whether it's the wrought iron fencing or the trees or, you know, whatever it is that we desire, whatever is the most esthetic. And then the other question is, you know the Planning Commission did not approve it ....

Mrs. Kiesling: Right, correct.

Mayor Held: at this point.

Mrs. Kiesling: They tabled it, right.

Mayor Held: So they're looking for improved plans....

Mrs. Kiesling: Yes.

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Minutes of COUNCIL OF THE CITY OF NORTH CANTON REGULAR Meeting

SEAR GRAPHICS 800-325-8094 FORM NO 10148

Held Monday, May 12,

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Mayor Held: And so what I would ask is that, you know, with the Council and also with the Administration, and that's where I had an opportunity to speak to those folks because they are upset and it's understandably so. But I don't want them to leave here thinking that no trees are going to be cut down, or that there's not going to be any activity, because we're somewhere in between them being able to remove what they're proposing and keeping everything as it is. And what we want to do is try to find some avenue where there's a common agreement. That's what they think our goal is, right?

Mrs. Werren: Well and how we handle this too. We have another big project that's going to be happening over on Market Street, before we know it. That we're going to be needing to work hand in hand with Walsh, you know, Plain Township, and there's going to be trees cut down again.

Mayor Held: Right.

Mrs. Werren: But in the end, it will be a good project.

Mayor Held: And the communication was not there and I made that crystal clear to the developer. Because when I went out there and took a look at what was being proposed, I didn't like it, I don't like it. And so I was on the phone with him last week, and then again with Stu Lichter last Friday night at 8:00, and then on Sunday, again, making it real clear to him that we are going to open up the communication and we're going to make sure that we find, you know, something that's amendable to the residents and to - and to, you know, the developer. But it's really all of our role here collectively to find that place of agreement. I just don't want people to - because I've seen this happen a lot of times, when we get residents that are upset I don't want them to be misled into thinking that something is going to end or stop because, you know.

Mr. Peters: Well I have no doubt that the communication's going to get better. I think where the residents are spot on is they're angry that things are coming up and the reason things are popping up and because there is no master plan. The Planning Commission took them to task. They're some seasoned planning professionals on that board, and they called it amateur hour. I was at that meeting. I mean, they were disgusted at what they were seeing. And I couldn't believe what I was seeing. I would like to see a comprehensive plan.

Mrs. Werren: Yeah, but Jeff, they were disgusted with the parking lot plan. They were not talking about the Maple Street Plan.

Mr. Peters: Well, I'd say they were probably talking - I mean as far as - there's no plan for the whole facility. There's no master plan. They want to put the apartments in the top and retail in the front, but there's no comprehensive plan. That's why they haven't addressed parking on the north side. And that's why it wasn't addressed in the beginning when they were putting businesses in there to put a walk-through or something to get through from the other side, which I believe was brought to their attention at one point or another. And it maybe wasn't feasible at the time, or I can't remember exactly how that went, but I think that's the frustration, when you have a master plan that you can see what's going to come and then there are no surprises....

Mr. Foltz: Right.

Mr. Peters: Then you get time to hash it out.

Mr. Foltz: I agree with President Peters. The disconnect is when residents drive by and see all the open parking area on the west side....

Mr. Peters: Yeah.

Mr. Foltz: and they see trees coming down, and the parking lot is expanding next to their neighborhoods....

Mayor Held: Right.

## RECORD OF PROCEEDINGS

Minutes of COUNCIL OF THE CITY OF NORTH CANTON REGULAR Meeting

BEAR GRAPHICS 800-325-8094 FORM NO. 1014B

Held Monday, May 12,

20 14

Mr. Foltz: You know we're here to protect the integrity. I like to use ...inaudible... the neighborhoods. It's give and take. We're thankful for the jobs we have. We're thankful for the turnaround. They need to come and address this community as far as what's going on overall the timeline. We keep talking about how this is going to be developed for two or three years, we don't see any going on. Then the next thing you know, trees are getting cut down.

Mrs. Werren: Right.

Mr. Foltz: We understand there is a price for progress. Unfortunately, it can be trees. But if they would just come back and communicate and let everybody know what's going on in the future, I think they owe us that. We reestablish these grants to be more favorable to them, to the businesses in that building, which is beneficial to us, but we took it away from the street improvements, the infrastructure that we were in control. So they owe it to come back to us and deal with the public, their questions, and this can be a win all the way around. And give us a timeline of what's going on with the rest of that building. And what's going on with the green space in the front. And what's going on with the other building parcels that are attached to this. It needs to happen. It needs to happen soon.

Mrs. Werren: But isn't so much an unknown. I mean I guess I feel like it's the Onesto downtown. I mean we've been waiting for the Onesto to open and have apartments forever. But things keep happening and different abatements and different ...inaudible... it just never ends. And they, I guess, I mean I toured that building four years ago, I went on the inside, I've been on three different tours. I walked through. They showed me where the apartments were going to be, and they showed me how there were going to be store fronts. They showed me where there was going to be an outdoor patio. They showed me there were going to be restaurants. I was there when Stark State was started. I saw the opening. I mean I have toured it many a times. There have been plans, but they have to either be scaled back or they're changed. Just like we all do when we build our houses, if there's no money, you scale back. If something comes up, you redo something else. And so I guess I feel like that's what happening. And so there was an initial plan. I mean I saw those plans all laid out, it was fabulous. But it hasn't happened exactly the way they thought it was. And so I guess I feel that that's where we are now. And when they see the parking lot empty, we don't have those new jobs yet. And when those jobs are here, and when that second floor, as they stated, there won't be spots. And they did - they kind of explained what they're planning for the other side. And they're just, it's all - it's a wait and see game. If there's apartments over there, if there's retail, then there's no parking left on this side, and then what do they do? And we all think a deck would be great, but there's no money for a deck.

Mr. Peters: When does the OBWC (Ohio Bureau of Workers Comp) come in? Are they in there yet? The Bureau.

Mayor Held: They're scheduled for this summer. So that's another, you know, 110 employees ....

Mrs. Werren: Right.

Mayor Held: that are going to be looking for additional parking. So that's one of the other, you know, things that are time-sensitive.

Mrs. Werren: Right.

Mayor Held: But you know what we found, or at least what I found is that, and this just isn't this way with the City of North Canton, it's with municipalities all across the state of Ohio and across the country. You know, they're all desperate - we're all desperate for additional revenue and for jobs. And whenever we see something that, wow this could be possible, this could be a great thing, we get excited and we want to announce what is possible. But you know, what we found here, and all of our Council members understand this, that we do not announce anything from the City of North Canton until it - the deal is signed, and then we do that. Unfortunately, we can't completely control the message that business owners or developers want to announce. And they do that

## RECORD OF PROCEEDINGS

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because they want to generate interest, and generate tenants. But sometimes their plans are contingent upon the number of tenants they have, or the type of tenants. And we've seen this happen numerous times where the plans change because the tenant changes, and the needs of the tenant changes. So when we look at an overall master plan as our Council President was mentioning, Mr. Peters, it's true, we'd love to have that because it gives us control over what we know is going to happen in the future. Or the same thing with our capital improvement plan. We've had roads in the capital improvement plan in the second year for ten years. And it's because grant funding changes, the needs of the City changes, it's same thing with the developer. So I completely agree with you folks. I think what we need to do is bring the developer in here, get a better understanding of what they intend to do, and find a way that we can find that place of agreement between the developer and our residents.

Mrs. Werren: One question. I've heard from a couple of people who have tried to put in some type of establishment in there and they said that the price per square foot was so kind of out of the mark that they were able to – and they're still building in North Canton, and it's going to be a restaurant. Are we able to influence in any of those kind of decisions or not ....

Mayor Held: Do you mean the rate at which they lease?

Mrs. Werren: Yeah. Like if they want the tenants, I guess sometimes it doesn't seem like they want them quite as much as we think that they want them. And so these tenants have pulled and said, you know, we're not going to be here. And luckily these people did stay in North Canton, so we'll have a great new restaurant that would have been wonderful for that one that was standing here. I mean it made me think like, oh this could be like downtown Hudson, or this could be like Cuyahoga Falls. But ....

Mayor Held: I think the, you know, the reason we have new businesses over there was because the lease rates have been competitive, because if they weren't competitive, for what they were receiving, they wouldn't be in there. So you know, we don't – we can't set the rates that they want to lease the property. I mean, you know we'd love to have low rates all over ....

Mrs. Werren: Right.

Mayor Held: the City so that we would get good businesses in there. But I would say historically they've been – they've obviously been competitive rates because we have new businesses in there, and I think that those rates are adjusted based on the square footage that they have and the tenant that they have coming in. You know, we have one tenant that would like to come in right now. But, to suit his needs, they can't provide that at this point. It might take some additional time. And, so but this goes on, this has been going on regularly and that's why we don't, and I've talked to all of you about this, you know publically but individually we don't get too excited about all the possibilities until you actually see that they've agreed and they've signed the lease. Am I correct, Jim and Mike? It's just, so I don't mean to, I'm not trying to be negative, I'm just trying to be realistic and we just have to have an approach that is you know open with the residents and try to find that balance. I'm confident we can do it. We've done that in this community a number of times. So, when I start with having IRG come out here and we're going to make sure that they properly communicate their intentions and their plan as best they can to our Council Members and to the residents.

## REPORTS – COUNCIL:

Mr. Peters: Thank you, Mayor. Okay. With that, reports. Member Werren.

Mrs. Werren: I just want to thank those that came out last Wednesday. That was a great turnout. But, really all different parts of the City. I'm sorry for some of those who didn't get the notices. We did get to the people that we thought were here. Chuck, I want to thank you, too for getting these petitions. I think that made the deal to the Planning Commission that just showed the amount of people that are affected by that, not just those back houses. There are a number of people. But, the residents did a great job speaking of how they felt, and Planning Commission did a nice job saying how they felt. Marsha did a nice job. It was evidenced. Nobody was pleased with what they saw. And, it was step one in hopefully changing that whole plan. So thank you.

## RECORD OF PROCEEDINGS

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BEAR GRAPHICS 800-325-8094 FORM NO. 10148

Held Monday, May 12, 20 14

Mr. Peters: Member Snyder

Mr. Snyder: Thank you, Mr. President. Couple of things: we had a very informative budget meeting with Mr. Cerreta, Mr. Griffith, the Director of Administration, the Director of Finance, myself, Utility Superintendent Davis, going over the existing budget. One of the things that came out of that, and that's the reason I brought this up, is the importance of that jet vac that is in the budget. Today, it's been approved. You know when we passed the budget in 4/14, it's a \$350,000 expenditure from capital improvement funds. However, this piece of equipment can move down to where there's a couple men, so it's saving manpower, plus the safety issue, plus many things. So we're going to probably in the next few weeks be approved the purchase of that. And as the attention to move that out of capital and move it to the sewer fund – sanitary sewer fund, freeing the \$350,000 back to capital to start working towards the pool liner to get that study and get that done. I know there have been people that think the pool is not an important asset to the community. It's a very viable and a very operative asset, and a quality of life item for the City of North Canton. However, we probably are going to have to, as we've talked about in years past, make its own proprietary funds so we can watch it a little closer. And that's something that we probably want to work on. And that brings me to one of the things President, while I'm thinking about it. I would like some time during next week's Council of the Whole for this Council to spend a little time, you've all received preliminary estimates of potential income for '15. The Finance Director and myself have estimated somewhere between 800 and 922 thousand dollars shortfall to the general fund for 2015. I would like to publically discuss a couple of options that we may have to shore that up somehow. Not saying that it cannot be closed internally as we've done so well through control of our money throughout the year. However, we do need a plan. We don't want to react kneejerk in November to come up with an idea where we're going to get three quarter of a million dollars. I think at this time, I hate to tell you, but I think we've spent the majority of our time and efforts on levies. Levies unfortunately aren't Christianity, you run out of people. And we've just about run out of people on that deal, so we have to look at other revenue sources, and we want to do that in a way where everybody weighs in and everybody has an idea, and we allow the public in on there so that we know. But we could do that maybe in a half hour or so. Give it a little time. We can all discuss that next week because we're moving closer and closer to the break and we want that in place as soon as possible, because the Mayor will be forwarding his preliminary budget July 1<sup>st</sup>. So we want to make sure we're on top of that so if we can do that, that would be ...inaudible... So I do appreciate your time and I appreciate again Mr. Cerreta's efforts on that. That was a very good meeting and he tends, I think, to spill it out over each department over the next few months to see where it goes. Thank you. That's all I have at this time.

Mr. Peters: Member Kiesling.

Mrs. Kiesling: No report.

Mr. Peters: Okay. There will be an entry level Civil Service Test for patrolmen Thursday, July 10, 2014 at 6:00 p.m. in the – at the North Canton Civic Center. Registration dates and times will be posted sometime in June. And speaking of the pool, today was the first day that the pool passes go on sale, and that goes until May 23<sup>rd</sup>, I believe. I'm sure the Mayor will help us out. And that's all I have. Director of Law.

## REPORTS:

Mr. Fox: Yes. For residents that state that they have difficulty in making record requests, I recommend that you speak with me, you speak with the records custodian. Quite willing to assist you to get what you're looking for, but if you ask for something that's not a record, the City can't provide it to you. If it doesn't track that, if it doesn't maintain that, it can't give it to you. So that's where some of the frustration may be. But we might be able to point you in the directions for some things that might be able to help you obtain that information. So I'd welcome any comments, concerns, questions and willing to help in that area. Thank you.

Mr. Peters: Director of Finance

Mrs. Kiesling: No report.

Mr. Peters: Director of Administration



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Mr. Grimes: Our street sweeper is back in action as of today, so you should see that getting out and about.

Mr. Foltz: Good news.

Mr. Peters: Yeah.

Mr. Grimes: So - and next week is EMS Appreciation Week. So you'll see some of the guys and gals around. You know let them know how they're appreciated. So might come to your house someday. So thanks.

Mr. Peters: Thank you. Mr. Mayor.

Mayor Held: Yes. We had Saturday, the Special Olympics. And they've held it here for a number of years in the City. And it's very similar to like having all of our kids up here tonight, for all of our dedicated fourth graders. How many do we have here still? You sat through the whole meeting. Was this exciting for you?

Mr. Peters: Dave, I have four of them captive. They're riding home with me.

(Laughter)

Mayor Held: Yeah, that's right. Jeff Peter, our Council President's daughter and nephew, right?

Mr. Peters: Yeah.

Mrs. Werren: He has to take home four of them if ....inaudible....

Mr. Peters: Two neighbors.

Mayor Held: But - yeah, Special Olympics, it is great. I mean it is a great crowd, because no matter what you would say, they are excited and happy. And it's the same thing with the kids. They all had a chance to go and have a little tour over on our, in the Mayor's office and they're all good kids, so we're glad that we had you folks here. And - but lastly too, I appreciate the work that all of our Council members are doing and our department heads. Because really - it's not an easy thing when, you know, we're trying to, I'm glad that we're in a growth mode, that the challenge is that we're bringing new jobs and development to the City by trying to mesh that with keeping the trees, preserving our trees, and having a repaving projects amenable to the residents. So that is a - I'm glad we're in this situation, but historically we've always done a very good job of trying to find that balance and that place of agreement, and I'm confident we'll do that again. So thank you all for your patience. Jeff.

Mr. Peters: Mr. Engineer

Mr. Benekos: Thank you. As you've seen, they've started the project on East Maple. It was the road project that removed those trees along East Maple, but we will be putting a lawn, a wrought iron fence, and some brick columns there, and hopefully some decorative sidewalk elements there. We're meeting with Mr. Cerreta to determine some options to make that look a little nicer over there. We started the waterline on Freedom Avenue. They started that this morning, and we should be starting the waterline on Marquardt Avenue in about three weeks, two weeks, two and a half weeks, two weeks and three quarters, soon. We're getting some other projects ready to bid out and if you have any questions on any projects anytime, feel free to call me. Thank you.

Mr. Peters: Before I call for new business, to all the kids in the audience, did the Mayor show you how he can walk on his hands?

(Laughter)

Mrs. Werren: Old trick. You need a new trick. They're not even impressed anymore.

## RECORD OF PROCEEDINGS

Minutes of COUNCIL OF THE CITY OF NORTH CANTON REGULAR Meeting

BEAR GRAPHICS 800-325-8094 FORM NO. 1013B

Held Monday, May 12, 2014

## FINAL CALL FOR NEW BUSINESS:

Mr. Peters: A call for new business. Council? If not, I'll accept a motion to adjourn.

## ADJOURN:

Mr. Foltz moved and Mrs. Werren seconded to adjourn the Council meeting. All members present voting:

Yes: Snyder, Werren, Cerreta, Foltz, Klesling, Peters

No: 0

Meeting adjourned at 8:18 p.m.

\_\_\_\_\_  
PRESIDENT OF COUNCIL

ATTEST:

\_\_\_\_\_  
CLERK OF COUNCIL

# RECORD OF PROCEEDINGS – EXECUTIVE SESSION

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Meeting Minutes: EXECUTIVE SESSION FOR PERSONNEL & SAFETY COMMITTEE MEETING  
Held: Monday, May 19, 2014

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## EXECUTIVE SESSION PERSONNEL & SAFETY COMMITTEE

**Monday, May 19, 2014**

The Personnel & Safety Committee of North Canton City Council met Monday, May 19, 2014 in the Council Chambers at North Canton City Hall.

Present for the meeting were: Chairperson Peters, Vice Chairperson Snyder, Committee Members Cerreta, Foltz, Griffith, Kiesling, and Werren.

Upon a roll call vote of Council, all present moved into an executive session at 6:30 p.m. for the purpose of discussing personnel matters pertaining to employment, dismissal, discipline, promotion, demotion, or compensation of a public employee. The executive session adjourned at 7:20 p.m. No action was taken as a result of the executive session.

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Daniel Peters, Chairperson

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Doug Foltz, Committee Member

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Dan Griffith, Committee Member

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Mark Cerreta, Committee Member

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Marcia Kiesling, Committee Member

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Stephanie Werren, Committee Member

Meeting Minutes: FINANCE AND PROPERTY COMMITTEE MEETING  
Held: May 5, 2014

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The Finance & Property Committee of North Canton City Council, as part of the Committee of the Whole meeting, was called to order Monday, May 5, 2014 by President of Council Daniel Peters.

The following members of council were present for the meeting: Chairperson Snyder, Vice Chairperson Kiesling, Committee Members Griffith, Cerreta, Foltz, Peters and Werren.

Also present for the meeting were: Mayor Held, Director of Administration Grimes, Director of Law Fox, Director of Finance Alger, City Engineer Benekos, Fire/EMS Chief Bacon, and Clerk of Council Kalpac.

**Agenda Item:**

**Request for Jury Payment**

Mr. Peters: Finance and Property, Chairman Snyder.

Mr. Snyder: Thank you, Mr. President. We received a request from the Administrator relative to one of our employees who has been summoned to Grand Jury duty. And presently in the bargaining agreement, with that particular unit, we will provide up to 80 hours of pay less what the - whatever the jury or the courts would pay. Presently it's \$15 I think for the first week and \$22.50, thereof which is less than an hour's worth of work for that individual. I think it's incumbent on us to encourage our employees to participate, show them that we do. It's a possibility it could run, I don't know, it couldn't be that. They meet on Thursday usually for a couple of hours, and they're to call the Grand Jury foreman. Maybe they're to call to the Judge, I don't know, I've never been on Grand Jury duty. But it's estimated to be 25 to 40 hours, less than a \$1,000. And of course the money he receives from the court is paid, is deducted from what we would pay him. It basically encourages our people to be active in the government – in the you know, their civic duty to do it. You know, 80 hours I think was set probably more for Petit Juries where you go in for two days and you're gone. I'm thinking of the Grand Jury and so that would be the recommendation of the Committee that we go ahead and do that. I mean, not penalizing, because I'm sure that that jury foreman down there gets a million excuses and the top of the list is financial. And it's not fair to penalize someone that wants to participate in their civic duty, but yet has a family. And it isn't because he's - he or she is trying to be, I wouldn't say, you know, outside of the request. But I mean you're more than welcome to open discussion and a ....

Mr. Peters: No, I think that it's a great idea. I just - you're not asking for an emergency on this. Will it ....

Mr. Snyder: I think he starts, of course I don't know, it's probably better to put it in simply for the fact it is spelled out in the agreement that it's Council's privilege to deny or to approve the request. And unfortunately as you know Mr. Peters, as the Chairman of Personnel, when we have a tendency to wait on anything relative to personnel, they get nervous because the rumor mill starts that we're trying – and we're not, it's not our intention.

Mr. Peters: Right.

Meeting Minutes: FINANCE AND PROPERTY COMMITTEE MEETING  
Held: May 5, 2014

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Mr. Snyder: Our intention is to back this employee and the Administration wholeheartedly, and let's get it into place. It's considered on an individual basis. It's only for this one employee. It does not open the rights for everybody in the City. Each person would have to be considered individually. But it would be my suggestion, that you pass it sooner than later so that it's in place and that the Administration can go to that employee and say, you know, we appreciate your service and you'll be compensated accordingly. Because the term starts ....

Mayor Held: It's a ....

Mr. Snyder: Mayor, go ahead, excuse me.

Mayor Held: Really what we should - the Grand Jury's a great service for, you know, any resident to serve on. I believe that it's a maximum of one day a week. Like I think it's usually on a Tuesday or a Thursday, and you show up the whole day, you're there from 8:00 in the morning until, you know, 3 or 4. And so you just hear all the cases that are going to go before, you know for felony prosecution. And I think it goes on for one quarter. So you're there for three months, one day a week. But it's, you know, it's really what - we certainly as a City don't want to interfere with the residents' ability to serve on that committee. And in - and really there's some policies that we can look at that I know they're already in place, so that when this comes up again, you know that their - that our employees can serve on. And we certainly don't want to inhibit that.

Mr. Snyder: No, stifle. Well I think in this particular unit it's spelled out. That's where it is, it's actually in the labor agreement that we will allow you the hours, and it's Council's right to extend that.

Mr. Fox: Right. Councilman Snyder, I believe because it simply requires Council approval that you could do this by a resolution, simply one reading, because it requires just that Council approve it, not actually an ordinance. That way, you can get it on and it would become law as soon as it's ....

Mr. Snyder: Good point.

Mr. Fox: approved and signed. And you won't have the necessity of emergency legislation.

Mr. Snyder: Good point. Mr. President, if you'd do that, I'd appreciate it.

Mr. Peters: Yep, absolutely. Okay, anything else? Alright that concludes the agenda for Committee of the Whole. I'll entertain a motion to adjourn.

The Finance and Property Committee meeting adjourned.

Mr. Cerreta: Let me mention a few things. And I'm sorry ...inaudible... I want to mention a few things about the tree thing over there. I know I talked, I mentioned something to Chuck last week here when he got there. I want to put something - some what's going on over there and make everybody aware of why they cut trees down and everything. Alright? And I'm going to try to get a schematics about this. But the idea of East Maple Street and having those trees knocked down, is that they're going to widen that road. And I think everyone understands that. We're

Meeting Minutes: FINANCE AND PROPERTY COMMITTEE MEETING  
Held: May 5, 2014

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going to put in three lanes. One lane is going to be a delivery lane for businesses. We're going to put sidewalks in and possibly that sidewalk will include the park's trail. We don't know that. We're still working with them on that. Okay? And, there will be pillars on the side very similar to the pillars that we have on our entryway with the wrought iron fence; they'll be a little bit higher, and there will be openings for crosswise. There'll be, they'll have some bricks on the sidewalk, and not as much as we have going up and down Main Street, but there will be some connection to that. There will be light poles that will be the same as on Main Street, but a lot less frequent - it won't be a runway. And then they'll have crosswalks that will be similar to our Main Street downtown here, the square where we have the bricks going across. The reason for McKinley being moved is that because the YMCA, first of all it moves down to keep in line with the main building. Secondly, it allows the YMCA to be a little bit less dangerous. Running out of the YMCA, some of the kids come right out into the road and allows the turn of the busses for the pickup, so it's a nice little feature for them also. And it gives more parking on this side then for the area by the park, because you get rid of McKinley, you slide over - all positive stuff there. And I mentioned about the Starks Park thing. So right now, it looks terrible, we all know that. And but there's a plan behind that. It's not that we just say we want to go out there and hack things down and make it look crappy. Alright, and so, there is a plan to make this thing look well. And I know we probably should have had the plans out in front. I don't think we knew they were going to cut those trees down at - that fast. So the plan is in the works. We're going to have a drawing with it, so it will be out and showing people. So if you get questions about it, which many of you have, that's kind of where that's at. And again, none of this is - this is all in the preliminary stages. This is our plan and we want everybody to approve that. Too many times I know that all of a sudden something goes in there and we're sitting around and say, well I didn't know that was going in there. So we want to all look at the character of what we're putting in here. These are the ideas that we want to look at and put in there. Okay? Questions about any of that - that's a... So we're working with the Engineer on that and we're kind of behind the scenes right now. We'll come out there to everybody and get everybody's ideas. Similar as we did some of the other characteristic stuff that we've done. So I think everybody should be involved in that kind of thing.

Mr. Snyder: Councilman Cerreta, is there a situation, you mentioned Stark Parks. I know the plans are conceptual for their trail. Is this going to impact them to where they won't be able to put their trail as....

Mr. Cerreta: No, good question. And I did have a note on that, and I'm glad you brought that up. The plan that they're looking at, we've looked at has them going down Maple Street - one of the plans. Okay. The other plan goes behind all that stuff. If we decide to go down Maple Street, we need to talk to them about, and Jim is - Jim knows all about this because he's out in front with that, how we're going to afford that. How are they going to, you know, slide it because it's in a different time zone completely. And that might be a little bit harder to do. Right, Jim, we're just trying to work that out? And then what will be the concept then of how we would have to increase the sidewalk from 8 to 10 and try to make something that looks very cool, you know, very - has some character behind it. Is that - was that answering your question?

Meeting Minutes: FINANCE AND PROPERTY COMMITTEE MEETING  
Held: May 5, 2014

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Mr. Snyder: That's what I wondered. Because I was told that, you know, that they weren't in the loop on the moving it, because they're existingly have it behind, not knowing that they could move it to the forward portion....

Mr. Cerreta: Yeah, and that's just ....

Mr. Snyder: Because that's an integral part of our ...inaudible... recreational.

Mr. Cerreta: Right.

Mr. Snyder: Inaudible... in the City. And as long as everybody's in the same – singing out of the same hymnal we're alright.

Mr. Cerreta: Again, this is all in the early stages of that, but that's the reason why some of that stuff is being done over there. So anything you can add to that, Jim that ....

Mr. Benekos: Nope.

Mr. Cerreta: Okay.

Mrs. Kiesling: I have a quick question though. And I know that Eric's not here to answer it. You know, when originally they were here and we approved the one and they pulled the other. They pulled this one out of the rezone. You know, she spoke of having a meeting with the residents, and that never happened. And here we are with plans going to Planning Commission and all the trees cut down. So I guess I'm a little frustrated with that aspect of the whole process. Do you know what happened? What broke down in our communication?

Mr. Benekos: I do not. I know Planning Commission usually asks the developer if they have spoken with the adjacent neighbors, and I'm sure they will again.

Mrs. Kiesling: Oh, I'm sure they will, right.

Mr. Benekos: And we'll see where that goes.

Mrs. Kiesling: I'm just ....

Mr. Snyder: I spoke to Eric today relative to that same issue. And he told me, and I apologize. I forgot her name offhand....

Mrs. Kiesling: I forget, too.

Mr. Snyder: But she brought it up to Eric, if she was permitted under the present zoning and subdivision regulations to exercise her rights to do this; whether it was done by her attorney or planner. And Eric confirmed that, you know, that she could do it this way. Because I know she was somewhat frustrated when she applied for the Mixed Use Overlay, which would have allowed more Council input. This way it's done without coming back to Council. And she was frustrated

Meeting Minutes: FINANCE AND PROPERTY COMMITTEE MEETING  
Held: May 5, 2014

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somewhat that ...inaudible... slowing it up for whatever reason. I'm not privileged to that but - so she exercised her rights under that. At least that's what Eric led me to believe today. He apologized, he did tell me he's on his way to Columbus. He has a meeting, he has to be there at 6:00 in the morning.

Mrs. Kiesling: I guess, you know, I guess we'll voice our concerns and frustrations on Wednesday night.

Mr. Osborne (speaking from the audience): I left Stark Park about three hours ago. Do you want to hear what they had to say?

Mr. Peters: We'll talk about that on Wednesday. Alright, is that it? Do I have a motion to adjourn?

Mr. Snyder moved and Mr. Cerreta seconded to adjourn the Committee of the Whole meeting.

Mr. Foltz: Wait a minute. For the record, Marsha Kiesling I don't know if we ...inaudible... Okay, never mind.

Mrs. Kiesling: Yeah, you did. My voice is on it now.

All members present voting:

Yes: Werren, Cerreta, Foltz, Kiesling, Peters, Snyder, Griffith

No: 0

**RECOMMENDATION:** Based upon the above discussion and debate, the Committee recommended the following action:

**Request for Jury Payment:** The Committee authorized legislation, authorizing the Director of Finance of the City of North Canton, to compensate City employee, Daniel Richards, his regular salary for all of his summoned dates of Grand Jury Duty Leave, upon the Director of Finance's receipt of the documents, including pay vouchers/check from the Clerk of Courts, needed to corroborate his service time.

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Marcia Kiesling, Acting Chairperson  
Finance & Property Committee

Attest:

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Director of Finance



# RECORD OF PROCEEDINGS – COMMITTEE OF THE WHOLE

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Meeting Minutes: ORDINANCE, RULES AND CLAIMS COMMITTEE MEETING  
Held: May 5, 2014

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The Ordinance, Rules and Claims Committee of North Canton City Council, as part of the Committee of the Whole meeting, was called to order Monday, May 5, 2014 by President of Council Daniel Peters.

The following members of council responded to roll call: Chairperson Werren, Vice Chairperson Foltz, Committee Members Cerreta, Griffith, Peters, and Snyder. Committee Member Kiesling was not present for the meeting.

Also present were: Mayor Held, Director of Administration Grimes, Director of Law Fox, Director of Finance Alger, City Engineer Benekos, Fire/EMS Chief Bacon, and Clerk of Council Kalpac.

## **Agenda Item:**

### **North Canton Rental Registration**

Mr. Peters: First on the docket, Ordinance, Rules and Claims. Chairman Werren.

Mrs. Werren: After talking today with a number of people, I think we're going to hold off on this until we do all come together and kind of present it the right way. Any other thoughts Doug? I ....

Mr. Foltz: Yeah, I was out of town. I'd like to do some more review on this, meet with the wonderful neighborhood group that we put together and discuss this a little better further and then bring back more details at a later date. I'm not giving up on it, but just would rather pursue it at a different time. So thank you for ...inaudible...

Mrs. Werren: Okay. And maybe too we'll find that since we do have the additional person helping Eric in Permits, maybe that's already helping some things, and we'll see how it goes.

Mr. Foltz: Okay, thank you.

Mrs. Werren: Okay, thank you.

The Ordinance, Rules and Claims Committee meeting adjourned.

**RECOMMENDATION:** Based upon the above discussion and debate, the Committee recommended the following action:

**Item 1:**        **North Canton Rental Registration** – Item will be placed on a Committee of the Whole agenda for further consideration once additional details are available.

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Stephanie Werren, Chairperson  
Ordinance, Rules & Claims Committee

Attest:

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Clerk of Council

Meeting Minutes: PERSONNEL AND SAFETY COMMITTEE MEETING  
Held: May 5, 2014

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The Personnel and Safety Committee of North Canton City Council, as part of the Committee of the Whole meeting, was called to order Monday, May 5, 2014 by President of Council Daniel Peters.

Present for the meeting were: Chairperson Peters, Vice Chairperson Snyder, Committee Members Cerreta, Foltz, Griffith, Kiesling, and Werren.

Also present were: Mayor Held, Director of Administration Grimes, Director of Law Fox, Director of Finance Alger, City Engineer Benekos, Fire/EMS Chief Bacon, and Clerk of Council Kalpac.

**Agenda Items:**

- a. Emergency Reserve Dispatching Service Agreement**
- b. Amendment to Exempt/Part-Time Ordinance**

Mr. Peters: Thank you. Okay, second on is Personnel and Safety Committee. That is myself. And we have a legislative request from Director Grimes, the Emergency Reserve Dispatching Service Agreement. Mike, I'm going to turn this over to you for a second if you could....

Mr. Grimes: Yeah, we would like to enter into a dispatching agreement between the City and Nimishillen Township. It's going to be a one-time cost to us of four grand and that's to put all the right equipment into their place so they can for sure talk to us, record us, and do everything. And that's in the event something would happen to either the building here or the dispatch center or something, we would seamlessly pick up right up there and carry on. He also has a place up there with enough room that we can send our dispatchers up there, too. So, you know we'll get the calls transferred to us and be able to work out of there and pretty much just be like we are here. So, Nimishillen Township has a lot of even better equipment than we have. They have a lot of updated equipment there. Their customer service is really good. I know I've worked with them before and had a talk with both chiefs. The chiefs have no problem with Nimishillen Township just being our backup. Hopefully we'll never have to use them, but they were concerned downstairs at the way our radio system is in so much, it's kind of our plan to have a backup system and we want to do that eventually.

Mr. Snyder: Is it any, whether we do that or that equipment they have at the EMS, that's outdated completely?

Mr. Grimes: EMS?

Mr. Snyder: That backup system that we have.

Mr. Grimes: That's been out for numerous years because it was, at the time ok, but it wasn't able to function as a complete dispatch center.

Mr. Snyder: So, we have no backup?

Meeting Minutes: PERSONNEL AND SAFETY COMMITTEE MEETING  
Held: May 5, 2014

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Mr. Grimes: We really have no backup on that. Otherwise, we'd have to call the County, try to work something out. And, we just know from past experience that Nimishillen operates just like we do. Pretty seamless. We've already tested the radios and that even back when I was Chief and they can reach everywhere. So, there's no issue there.

Mr. Snyder: Yes.

Mr. Grimes: So, we'll be in a situation where we would be out, electric, tornado, something happens to the building, you know go out....

Mr. Peters: What about electric? Would electric? We have generators?

Mr. Grimes: We have backup generators. We would hope that that wouldn't go out. Lightening could hit us and put out our boards that we have and it may take a while to put those boards in like it did the Sheriff's office a few years back. So, you've got all those kinds of things. We had a gas break up town once, and we had to evacuate this building just because the way gas was going, you know, we didn't want to shut off or turn anything on and have a danger to this building. So, it's one of those things that I think the police and fire just feel more comfortable knowing at least there's a system, you know, to back them up in case something would happen.

Mr. Peters: It seems like a relatively minimal cost for what sounds like a substantial and important backup now.

Mr. Grimes: Yes. And, they have talked with their trustees and that. So, their trustees are fully aware of what we're going to do this and make it public tonight on that. So....

Mr. Snyder: Okay.

Mr. Peters: If there are no other questions, we'll put that on the agenda for next week. You do not need an emergency on this, Mike?

Mr. Grimes: It's not a rush. I mean, you know I hate to say, you know, two weeks from now something could happen while we're talking about it, so the quicker we get out there obviously is the better. But, if you don't want to go emergency, that's fine. We've waited this long. You know, we'll go ahead and get the park started and that, we'll have order on that.

Mr. Peters: Okay. Will this make it for our break?

Mr. Grimes: It should. Yes.

Mr. Peters: Okay. Well, let's do it. When it gets close, we can just go ahead and....

Mr. Snyder: We lose 30 days. You just, we might just make it.

Mr. Peters: Oh, okay. I think we might as well before that.

Meeting Minutes: PERSONNEL AND SAFETY COMMITTEE MEETING  
Held: May 5, 2014

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Mr. Grimes: You still have to wait 30 days.

Mr. Snyder: You can put an emergency clause, read it three times, and then the Mayor could sign it and you can save that thirty days.

Mr. Peters: That's a good idea.

Mr. Snyder: Because you don't want to be without, actually it's probably not pertinent to be without it in anyway.

Mr. Fox: There was, it was about a year ago, I think it was Tuscarawas County or Wayne County, where they lost their fire house in a tornado all at once.

Mr. Cerreta: For four thousand bucks let's just do it.

Mayor Held: Probably the sooner that we can pass this, the better.

Mr. Peters: My comment is that we can pass this then? How long will it take you to order the equipment and get it in place?

Mr. Grimes: It won't take me very long to do that.

Mr. Peters: Comfortable just doing it on an emergency with one reading?

Mr. Grimes: Sure.

Mr. Peters: Okay. All right.

Mr. Griffith: Some minor appropriations.

Mr. Peters: Okay. The second on the, thank you Director Grimes. Second is the amendment to the exempt ordinance in regards to the salaried employees. You know, they've been filling out time cards, you know for as long as I can remember, and you know, I wanted to get away from that because we were having some issues where, you know, if they were coming in like, and the Mayor's brought it up, you know during the snowfalls, you're coming in and working on a Saturday or Sunday, they're not necessarily filling out properly on that time card, and what brought up the thought to me is that in the private sector, you know as I am. I'm a salaried employee. I don't fill out a card. I only document personal, sick, vacation time. And, that's the only thing that I do. And, I'm sure you guys are the same way. And, I just thought it was silly that we had our exempt personnel doing that. So, we've changed, and you have in your packet draft language. What they will be doing will be turn in a weekly time card just so Sarah knows in payroll, you know that they work here, obviously here and working. But, we will only reflect on that card whether they took personal time, vacation time or sick time. Okay? And, we are....this is ok with the auditors. That's what they wanted. They wanted something in ordinance form basically telling them what we're doing so they can track it. So, we're good to go on that. Is there anything else that you want to add, Tim or Karen?

Meeting Minutes: PERSONNEL AND SAFETY COMMITTEE MEETING  
Held: May 5, 2014

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Mr. Fox: No. Just to point out what we wanted to do is provide what the auditors would need, and what our Finance Department would need because there are the three areas that we are required to track for exempt personnel, which are personnel personal days, sick time, and of course vacation time. But, the regular hours are not required to be tracked because you are paid a set salary for exempt employees regardless of the amount of hours worked. They don't receive overtime pay, but we did want to have something so our payroll manager would know if you didn't turn something in because you didn't take any of those three, it wasn't because you forgot, so they would actually just turn it in. You would put the three zeros, sign it and show that you didn't take any of that time. That way, the payroll manager knows and can go ahead and finalize and make sure everyone gets paid time. I believe Administration did have a concern that initially we were looking at 10:30 the first city business day for that time period, and I believe that they're asking for noon to be the cutoff to get it to the payroll manager. Is that correct?

Mr. Grimes: Yeah. Noon would be easier for me to live with. I don't want to violate an order. I understand that Finance has to get them in so they can process them, but 10:30 is going to be a little tough for me to do, you know, day to day. I think noon is okay with the Finance Director and that suits us better. There's also plans to automate this system anyhow at some point, so it's going to become mute at some point. I just don't want violate an ordinance and have to wait around for that automation.

Mr. Griffith: And to clarify, you're - that's the cutoff for submission of all timecards, not just exempt time cards?

Mr. Fox: Correct. Yes. All employees turn in, even the ones that, in the bargaining units they do track their time and their overtime. Everyone turns it in by noon. That way she can get those turned around and get them paid timely.

Mr. Griffith: That seems fit because you guys have to approve them and go through that process. That seems fair.

Mr. Grimes: And, Monday mornings because we come in and the department heads get with other emergencies that they have to handle, and you can usually balance that out sometimes.

Mrs. Alger: No, that's no problem.

Mr. Peters: You're good. Okay. All right.

Mrs. Alger: Because they usually give it to us by at least eleven o'clock. So it's not, the girls can live with that.

**RECOMMENDATIONS:**

**2a. Emergency Reserve Dispatching Service Agreement:** The Committee Authorized legislation, on an emergency basis, authorizing the Mayor to enter into an Emergency Reserve

Meeting Minutes: PERSONNEL AND SAFETY COMMITTEE MEETING  
Held: May 5, 2014

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Dispatching Agreement, by and between the City of North Canton and Nimishillen Township, to provide dispatching capabilities to the City's dispatching center in the event it became unusable or inoperable.

**2b. Amendment to Exempt/Part-Time Ordinance:** The Committee authorized legislation, amending Chapter 155 Personnel Regulations of Part One Administrative Code of the Codified Ordinances of the City of North Canton, as amended, specifically, Section 1. GENERAL PERSONNEL REGULATIONS.

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Daniel J. Peters, Chairperson  
Personnel & Safety Committee

Attest:

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Director of Finance

Meeting Minutes: STREET AND ALLEY COMMITTEE MEETING  
Held: May 5, 2014

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The Street and Alley Committee of North Canton City Council, as part of the Committee of the Whole meeting, was called to order Monday, May 5, 2014 by President of Council Daniel Peters.

The following members were present for the meeting: Chairperson Griffith, Vice Chairperson Peters, Committee Members Foltz, Cerreta, Kiesling (arrived at 7:18 p.m.), Snyder and Werren.

Also present were: Mayor Held, Director of Administration Grimes, Director of Law Fox, Director of Finance Alger, City Engineer Benekos, Fire/EMS Chief Bacon, and Clerk of Council Kalpac.

**Agenda Items:**

- a. **Price Park East Parking Lot Rehab Project**
- b. **Surface Water Improvement Fund Grant re Price Park East Parking Lot Rehab Project**
- c. **2014 Street Maintenance/Paving Program**

Mr. Peters: Okay. Moving on. Street and Alley Committee. Chairman Griffith.

Mr. Griffith: All right. Jim, I had a chance to communicate earlier today about the Price Park east parking lot rehab. This all went into the rehab here that involves about \$95,000 of our money and some money that Jim and Scott got grants. I think we're a little over budget on it, but Jim I'll turn it over to you.

Mr. Benekos: Sure.

Mr. Griffith: I would have just teed you up in that position. All the....inaudible....

Mr. Benekos: I haven't received a grant yet, but we are in the process of applying for it. And, that's the other piece of legislation following this is to apply for the grant. The grant is surface water improvement fund grant through the EPA. Now, what that will allow us to do is put in bias wales pervious pavers so all the water doesn't right into the Zimber Ditch and percolate into the ground. We did a preliminary study and we feel it should be fairly successful from the drainage standpoint but also with the grant application. The estimated total project cost when I estimated this back in November last year, I wasn't anticipating applying for the grant. So, with the bias wales and the permeable pavers essentially increased the overall cost about \$186,000. The grant that we're applying for is about \$115,000 so we've got a \$70,000 gap there that we would pick up. But, then again it's going to depend on when we actually bid it, what the actual prices are when they come in. So, we're asking for the legislation to go ahead and bid it out. Once we hear about the grant, finalize the plans, bid it out, the prices are over the, it's actually \$93,500, the Finance Director told me that this afternoon. Numbers kind of confuse me usually. So, once we bid it out and get the final numbers, we know whether we have the grant or not. It will come back and if we have to amend the legislation at that time, we'll ask for that. But, this is to go ahead and proceed with the project.

Meeting Minutes: STREET AND ALLEY COMMITTEE MEETING  
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Mr. Griffith: At any rate, given a good description and it's another step in making sure that we do what we can to deal with the Zimber Ditch issue and improve a very vital asset to the City. So, with that, we'll put it on the agenda and we'll go from there. And, that of course as Jim said, the descriptor for the second piece which is also the grant. So, I think we're in good shape for both of those pieces.

Mr. Benekos: And, for the grant, we would ask for an emergency legislation. But, for the project itself, we do not need the emergency.

Mrs. Alger: That's good.

Mr. Griffith: And, finally on our list is the 2014 street maintenance paving program. Jim has put his wish list which is an amalgamation I think of our wish list, and of course like any wish list it involves some Christmas ponies and other things like that. Yeah, you know everybody has a wish list for Christmas. At any rate, the list is on there. If you want to talk about that, too.

Mr. Benekos: We'd like to do them all, of course. And, if you have a street that is a very high priority, let me know. I think you all gave me yours. Burner would be nice. Schneider would be nice. Orion. Those are the bigger streets that we're looking at. We'll look at those first, and we'll fill in. Portage would be nice, but we don't have the money to do all that. We're going to be applying for a grant here the 22<sup>nd</sup> of May, and I've got several grants that I need to get in. Applications invited, so I'll be burning the midnight oil on a couple of them. But, hopefully we'll be able to get that. So, we ask for authorization to go ahead and bid it and then work on the priority list. We'll all be pretty much on the list that we bid out depending on what the prices come in at. That's when we start clicking them off on what we can do.

Mr. Griffith: And, what's your time table, Jim for the bidding process itself?

Mr. Benekos: We'd like to get this out by June and award it before the end of June. We're a little bit behind.

Mr. Peters: So, what is your, about when do you think we're going to start to....

Mr. Benekos: July

Mr. Peters: July?

Mr. Benekos: Yes.

Mr. Peters: We'll hold you to that.

Mr. Benekos: Yes. That's right.

Mr. Peters: OK. Let the record show that Member Kiesling joined us in progress.



Meeting Minutes: STREET AND ALLEY COMMITTEE MEETING  
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Mrs. Werren: Jim, when we're getting that other machine that's going to fill some of the potholes, so will you use that in addition to do resurfacing and what kind of temporarily fix other streets? No?

Mr. Benekos: That's more maintenance.

Mrs. Werren: I know. But, what are you going to do about all the other streets?

Mr. Benekos: All those? Well, if we don't get to pave them this year, then Mr. Davis will be doing a lot of patching in those streets.

Mrs. Werren: OK. My list was not as plentiful this year as last year.

Mr. Benekos: Your list was not.

Mrs. Werren: I noticed that.

Mr. Benekos: But your wants sheet was....

Mrs. Werren: It was a big one. I know. I know.

Mr. Peters: Well, Jim's been kind enough to have discussions with me in the past about how his ....inaudible....were going. We really need to have a scientific program. Of course, cities in many ways are liable to look at these streets than they were politically.

Mrs. Werren: Well, we did something....

Mr. Peters: I think we've done a great deal. That's what I was just going to say. So, we're doing a much better job of transitioning. This group has done a good job of not playing inappropriate games in that sense.

Mrs. Werren: This year was so much harder because you had such, so many potholes in so many areas, but the streets came out of the ....inaudible.... We had one. I was telling Jim. It was just redone this year. It's right in front of Auburn Mall, and it's already a big void. It kills me because it was a beautiful Christmas Tree.

Mr. Benekos: Some of the patchings that you were talking about. I think that's going to make some difference, too. But, as we talked about before part of the issue is that we can repave the street but it needs to be rebuilt. And, that is part of the issue that exists as well.

Mrs. Werren: And, that's what we said about what happened down there. We are already seeing issues.

MR. Snyder: Is that Marshall?

# RECORD OF PROCEEDINGS – COMMITTEE OF THE WHOLE

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Meeting Minutes: STREET AND ALLEY COMMITTEE MEETING  
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Mrs. Werren: Yes. Marshall.

Mr. Benekos: At any rate, we'll get this on an emergency as well. We'll get going on this.

Mr. Peters: Pardon me if I missed it. Did you guys say when we're going to get that machine?

Mr. Grimes: I'm not sure when it's coming in yet. We've done the paperwork to order it.

Mr. Fox: You mentioned in the Board of Control that might be three weeks from the order date.

Mr. Griffith: That's all I have. Thank you.

the Street and Alley Committee meeting adjourned.

**RECOMMENDATIONS:** Based upon the above discussion and debate, the Committee recommended the following actions:

**Item 3a: Park Price East Parking Lot Rehab Project:** The Committee authorized legislation authorizing the Director of Administration to advertise and receive bids, and for the Mayor, through the Board of Control, to enter into a contract for the Price Park East Parking Lot Rehab Project at a cost not to exceed \$95,000.

**Item 3b: Surface Water Improvement Fund Grant re Price Park East Parking Lot Rehab Project:** The Committee authorized legislation, on an emergency basis, authorizing the Mayor to apply for, accept, and utilize Surface Water Improvement Fund Grant, through the Environmental Protection Agency, for improvements to Price Park east parking, and authorizing the Mayor, through the Board of Control, to enter into an agreement for said grant.

**Item 3c: 2014 Street Maintenance/Paving Program:** The Committee authorized legislation authorizing the Director of Administration, on an emergency basis, authorizing the to advertise and receive bids, authorizing the Mayor, through the Board of Control, to enter into a contract for the resurfacing, repaving, replacement, repair, and preventive maintenance of certain streets, alleys, and City parking lots within the corporate limits of the City of North Canton, at a cost not to exceed \$460,000.

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Dan Griffith, Chairperson  
Street & Alley Committee

Attest:

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Director of Finance

Meeting Minutes: WATER, SEWER AND RUBBISH COMMITTEE MEETING  
Held: May 5, 2014

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The Water, Sewer, and Rubbish Committee of North Canton City Council, as part of the Committee of the Whole meeting, was called to order Monday, May 5, 2014.

The following members of council were present for the meeting: Chairperson Cerreta, Vice Chairperson Griffith, Committee Members Snyder, Foltz, Kiesling, Peters, and Werren.

Also present were: Mayor Held, Director of Administration Grimes, Director of Law Fox, Director of Finance Alger, City Engineer Benekos, Fire/EMS Chief Bacon, and Clerk of Council Kalpac.

**Agenda Items:**

- Item 4a. 2014 Sanitary Sewer Rehab Project**
- Item 4b. Foster Avenue and Hartman Street Waterline Replacement Project**
- Item 4c. South Main Street Waterline Replacement Project**
- Item 4d. Whipple Avenue Waterline Extension**

Mr. Peters: Alright – Water, Sewer and Rubbish. Chairman Cerreta.

Mr. Cerreta: Yes, we have several things here. The first one is sanitary sewer rehab project. And as I understand with talking with Jim here, that we're kind of playing catch-up on our sewer maintenance. We're kind of looking at the system more clearly right now. And this is - really involves relining, so there's really no digging involved with it. And so we're kind of looking at this and they want to get going on this. And look - and Jim you want to improvise a little bit or tell me a little bit more that you're .....

Mr. Benekos: No.

Mr. Cerreta: I mean that's really I can say, right? We don't have any streets that are down exactly....

Mr. Benekos: Right.

Mr. Cerreta: We're just going to take the system and look at it?

Mr. Benekos: Correct.

Mr. Cerreta: and start fixing the things that we need.

Mr. Benekos: Right. We've been doing minimal maintenance of the sewer system. I don't want to say minimal; they've been out cleaning the sewers on a regular basis. But as far as actually digging into the sewers and developing a whole program, like a five-year program on sewers to rehab in problem areas. As you know, we've been talking with the County about a possible trading our sewer system for their water system - recent discussions. And it's gone well, but it doesn't look like it will benefit both of us to do that. So more than likely we're probably going to be keeping our sanitary system. There are a few areas that we're aware that we want to go

Meeting Minutes: WATER, SEWER AND RUBBISH COMMITTEE MEETING  
Held: May 5, 2014

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ahead and do some rehab on the sewers. Not dig them up but do an in-place lining program on one in particular and maybe a couple of others. We'll proceed with that. And then next year we'll have a full program and a five-year list going forward. Also with that, you know, I think I indicated in a previous memo, with the sanitary sewer rehab or a plant - Canton and the costs that are going up that we're going to incur, the County has increased their sanitary sewer rates which affects us, because as our flow goes into the County, our sewer rates to the County go up. Our sewer rate to the County is 71% of what their sewer rate is. So we need to increase ours. So we'll be coming back to you possibly within a month or so with a sewer rate study. We did one about four or five years ago, we're just going to update that, and I'll let you know where we stand with the sewer rates. We may need to increase them, hopefully not. We'll determine what we'll bring to you.

Mr. Snyder: Well, there's an ordinance in place. We should have increased that rate when the County increased our sewer rate. It's automatic that that if it increases over a dollar, because we're losing money. You know, we at one time, had an excessive amount of money in that sewer fund. And monthly we're losing because of the County. And those rates should have just automatically adjusted upwards. I don't think it takes councilmanic action to do it. It was just either a letter from the Mayor or the Director of Administration triggered that. And we should maybe look at that because by the time you go through the reading of increasing sewer rates, and the last time, remember we went that - it was very contentious because that McNutt wanted up like 27 percent.

Mr. Benekos: Yeah.

Mr. Snyder: He was - I noticed he has a new job now, maybe he'll be down a more realistic sphere of two or three percent. But ...

Mr. Benekos: No, I think he's still an engineer.

Mr. Snyder: But I think that we should probably look at that ordinance possibly about increasing that. Plus, that's very confusing that bill, it tells the people - it looks like the City is making money on the sewer.

Mr. Benekos: Yes, we did look at the Ordinance and we looked at the bill. And it's not in line with what we should be paying.

Mr. Snyder: No. And that bill's broke out, it looks like the City and the County are getting just a little six or seven bucks and we're charging the people like we're making money. And you know it's artificially ....

Mr. Benekos: And that's what we'll be looking at also.

Mr. Snyder: Okay.

Meeting Minutes: WATER, SEWER AND RUBBISH COMMITTEE MEETING  
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Mr. Benekos: Is how to adjust that bill. Now the ordinance is a hard ordinance and it has numbers to it.

Mr. Snyder: Oh, there were no caps on it?

Mr. Benekos: Yeah. But it doesn't - and it does say that we can adjust it. Now there's one cost that we, like if somebody's building a new house and they come in to get a permit, there's a set fee for that that goes to the County. As that rises, we increase what we charge. Right now, it's \$2,000. If you came to build a house, we have to charge that \$2000 and we turn that right over to the County. Next year it will be 2100.

Mr. Snyder: That's pretty ...inaudible...

Mr. Benekos: So that fee goes up. But as far as the actual monthly fee, we have to talk with Tim. We want to get what the numbers should be. We'll sit down with Tim and Karen and see if we can't adjust it without coming back to Council. We'd want to let you know regardless what the adjustment is going to be; but whether we need to come back and actually amend the ordinance or not. But we'll bring that back to you. Just want to let you know that it's coming.

Mr. Cerreta: That's good discussion on that. We do need to look at that.

Mr. Snyder: Oh, yeah. Because that ...inaudible...

Mr. Cerreta: You're absolutely right. If they increase it, and we don't do anything about it, we're just losing ....

Mr. Snyder: We're losing \$6, \$7 a month times 10,000 people.

Mr. Cerreta: Yeah.

Mrs. Werren: Inaudible...

Mr. Snyder: I mean, all of a sudden that little cushion we had at one time was about a million dollars, it will be nothing. And then we're going to be - because the thing about our sewer, that pays a lot of salaries - the Utility Department, part of the Administration. And we have to be very cautious how we - if we don't stay inline with that. It's still one of the best values in all of Stark County, our sewer system. Relative to other people it's 25, 30% cheaper than anybody else.

Mr. Cerreta: But concerning this "A" (Item a) thing, you think you need \$100,000 to get this relining thing going, and looking at everything, and moving forward. Is that correct?

Mr. Benekos: Correct.

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Mr. Cerreta: Any discussion on that particular item that we're talking about? Okay. So we'll put that on, and there's no emergency on that that's needed anyway?

Mr. Snyder: Correct.

Mr. Cerreta: That's what I thought. Alright, Section b (item b) here, Foster Avenue Hartman Street Waterline Replacement Project. This area here is over by the parking lot. If you don't know where Foster is, it runs off, I think it runs off of Faircrest or Fairview.

Mr. Benekos: Off of East Maple.

Mr. Cerreta: East Maple Street and then it's on the south side of East Maple Street. Correct.

Mr. Benekos: Correct.

Mr. Cerreta: And then it runs all the way down parallel to Pershing, and then the – Hartman is on the other side of that. If that's correct; on the other side of Maple?

Mr. Benekos: It's a - it runs between Foster and Pershing.

Mr. Cerreta: Okay.

Mr. Benekos: So it goes east, west.

Mr. Cerreta: Is that on that side of Maple though, Hartman?

Mr. Benekos: It's on the south side.

Mr. Cerreta: It's still on the south side.

Mrs. Kiesling: No, doesn't it run right into the parking lot?

Mr. Cerreta: I thought it was ....

Mr. Benekos: Right.

Mr. Cerreta: Okay, that's where it runs right into the parking lot.

Mrs. Kiesling: It dead-ends right into the parking lot.

Mr. Cerreta: So those are just really just two small replacement projects there that you're working on that you need \$95,000 for that?

Mr. Benekos: Correct.

Mr. Cerreta: Any questions about that – on the (Item) b? Okay. We'll put that on. Any emergency needed on that one, Jim?

Meeting Minutes: WATER, SEWER AND RUBBISH COMMITTEE MEETING  
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Mr. Benekos: No.

Mr. Cerreta: Okay, thank you.

Mr. Griffith: And both of those are in the budget.

Mr. Cerreta: And they're in the budget, correct. Item c here, "South Main Street Waterline Replacement Project". This is Knoll down to 50<sup>th</sup> Street, \$225,000 for that. That's just on our radar, it's been going on, and it's part of the budget. Inaudible ...

Mr. Benekos: Correct.

Mr. Cerreta: Okay. Any questions about that?

Mr. Griffith: How much pavement is going to be replaced in that project, Jim?

Mr. Benekos: None. Right now, there's two lines going down there, two six inch lines, one on either side of the street. They go from Knoll down to 50<sup>th</sup>. But they're behind the sidewalk, so we will not be in the street. We may have to cut across the street in one or two locations, but hopefully we can bore those, but as we finalize the plans. But we won't be going down – down the street. So....

Mr. Cerreta: Now we replaced those with 8 inch or ....

Mr. Benekos: Eight inch.

Mr. Cerreta: Alright. So we'll go ahead and put that on if there is no objection. And then "d" (Item d), "Whipple Avenue Water Extension Line". Now this will run from about Wise Avenue down to Palombo's on – now it's – there's nobody right now to connect. But it is somewhat, and I want to have a discussion about this, more of a proactive approach. We have people that are in that area right there, and that's in area that's very sensitive to us. And we want to be able to set people up and be able to, if someone wants to go in there, we want them to have our water. We don't want them to make a - run a well. We want them to get on our water. So this is more of a proactive approach to get that area going. Again, it's very sensitive to not just us by other outside firms. So I'd like to see us move forward with this and be more proactive about running. And I think, Jim, you're asking \$185,000 so it's really to cap-off two ends. Right? We've got two ends and we need to merge both of them.

Mr. Benekos: That's correct. Coming from Wise and Whipple north we go about 4 or 500 feet. And then from Portage coming south to Palombo's, we come about 200 feet. So we have two dangling participles there that we'd like to connect.

Mr. Cerreta: And this is - if someone wants to go in there, they're immediately on our water. They don't have to be waiting for our waterlines. Very similar to, I believe Cain's had to wait forever and then things just got farther behind. So we can, have easy to tap them in and we've

Meeting Minutes: WATER, SEWER AND RUBBISH COMMITTEE MEETING  
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got the service right there. So I think it's a very smart proactive approach that we should be taking and I think this shows that.

Mr. Griffith: What are the water agreements going to say about annexation?

Mr. Benekos: The way the ordinance reads now is there has to be a clause in the water agreement that they agree to annex or appoint the Mayor as Power of Attorney to annex.

Mr. Cerreta: So it will be the same as it is now there's no change to that whatsoever.

Mr. Benekos: Yeah, right, there'd be no change.

Mr. Griffith: And many of those properties would be contiguous.

Mr. Cerreta: Not yet, but will be is a good word.

Mr. Griffith: Well some of them will be, right?

Mayor Held: Hopefully soon.

Mr. Cerreta: Yeah.

Mr. Griffith: Yeah.

Mr. Cerreta: Any questions about that? Any ....

Mr. Foltz: No, I think it's – I like to see us be proactive and show the media and community what this City has to offer and our water's a big part of that, along with a lot of great attributes that we have. So I'm very much in favor of that.

Mr. Cerreta: Very good. If not, I'll put it on ...inaudible... And do we need any emergency on this one, Jim?

Mr. Benekos: No we do not.

Mr. Cerreta: Okay. So we'll just ....

Mrs. Werren: When do you estimate starting to do that one?

Mr. Benekos: That will probably be probably around August.

Mrs. Werren: Okay.

Mr. Cerreta: Okay. Mr. President, I'm done.

Mr. Peters: Yep, right.



Meeting Minutes: WATER, SEWER AND RUBBISH COMMITTEE MEETING  
Held: May 5, 2014

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The Water, Sewer and Rubbish Committee meeting adjourned.

**RECOMMENDATIONS:** Based upon the above discussion and debate, the Committee recommended the following actions:

- Item 4a. 2014 Sanitary Sewer Rehab Project:** The Committee recommended legislation, authorizing the Director of Administration to advertise and receive bids, and for the Mayor, through the Board of Control, to enter into a contract for the 2014 Sanitary Sewers Rehab Project, at a total cost not to exceed \$100,000.
- Item 4b. Foster Avenue and Hartman Street Waterline Replacement Project:** The Committee authorized legislation, authorizing the Director of Administration to advertise and receive bids, and for the Mayor, through the Board of Control, to enter into a contract for the Foster Avenue SE (Hartman Street SE to East Maple) and Hartman Street SE (Foster Avenue SE to Pershing Avenue SE) Waterline Replacement Project, at a total cost not to exceed \$95,000.
- Item 4c. South Main Street Waterline Replacement Project:** The Committee authorized legislation, authorizing the Director of Administration to advertise and receive bids, and for the Mayor, through the Board of Control, to enter into a contract for the South Main Street Waterline Replacement Project (50<sup>th</sup> Street SE to Knoll Street SE), at a total cost not to exceed \$225,000.
- Item 4d. Whipple Avenue Waterline Extension:** The Committee authorized legislation, authorizing the Director of Administration of the City of North Canton to advertise and receive bids, and for the Mayor, through the Board of Control, to enter into a contract for the Whipple Avenue Waterline Extension Project (Wise Avenue NW to Portage Street NW), at a total cost not to exceed \$185,000.

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Mark Cerreta, Chairperson  
Water, Sewer & Rubbish Committee

Attest:

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Director of Finance

# RECORD OF ORDINANCES

Davison Legal Blank, Inc.

Form No. 300H-1

Ordinance No. \_\_\_\_\_

Passed \_\_\_\_\_, 20\_\_\_\_

5/20/14-tlf  
(Finance & Property)

## Resolution No. 53-14

A resolution of submission of question of a renewal of a tax levy for the purpose of providing funds for the City's portion of storm water sewer improvements in the City of North Canton, Stark County, Ohio and declaring the same to be an emergency.

WHEREAS, the City of North Canton, upon due investigation and consideration, has determined that the amount of taxes which may be raised within the ten (10) mill limitation in and for the City of North Canton, Stark County, Ohio, for the next five (5) years is insufficient to fund the City's portion of storm water sewer improvements in the City of North Canton, Stark County, Ohio; and

WHEREAS, by reason of the facts above set forth, Council has determined that it should, and hereby does, declare itself to submit to the electors of the City of North Canton at the General Election to be held on November 4, 2014, the questions of a renewal tax of one (1.0) mill outside the ten (10) mill limitation for the purpose of providing funds for the City's portion of storm water sewer improvements in the City of North Canton for a period not to exceed five (5) years, tax years 2016, 2017, 2018, 2019, and 2020, said renewal levy to be at a rate not exceeding one (1.0) mill for each one dollar of valuation, which amounts to ten (10) cents for each one hundred dollars of valuation.

NOW THEREFORE BE IT RESOLVED that there shall be submitted to the electors of said subdivision at the General Election on November 4, 2014, the question of a renewal tax levy outside the ten (10) mill limitation in and for said subdivision in the amount of one (1.0) mill, for the purpose of providing funds for the City's portion of storm water sewer improvements in the City of North Canton; and that said additional one (1.0) mill shall be levied for five years, tax years 2016, 2017, 2018, 2019 and 2020.

BE IT FURTHER RESOLVED that the submission of said proposal, the notice of election, the form of ballot, the certificate of the levy as voted outside the ten (10) mill limitation, and the levying of such additional millage shall be in accordance with the provisions of R. C. 5705.19, 5705.191 and 5705.25 and other related sections of the Ohio Revised Code, in accordance with the statutes in such cases made and provided; and

BE IT FURTHER RESOLVED that the form of the ballot case at such election shall be:

(A majority affirmative vote is necessary for passage)

"A renewal of a tax for the benefit of the City of North Canton, Stark County, Ohio, for the purpose of providing funds for the City's portion of storm water sewer improvements in the City of North Canton, Stark County, Ohio, at a rate not exceeding one (1.0) mill for each one dollar of valuation, which amounts to ten (10) cents for each one hundred dollars of valuation, for a period of five (5) years: tax years 2016, 2017, 2018, 2019 and 2020."

	FOR THE TAX LEVY
	AGAINST THE TAX LEVY

BE IT FURTHER RESOLVED that the Clerk of Council of the City of North Canton, be, and is hereby authorized and directed to proceed forthwith with the certification hereof to the Board of Elections of Stark County, Ohio, pursuant to R. C. 5705.19, 5705.191 and 5705.25, and to proceed with all things necessary to be done in order to accomplish the purpose of this resolution.

# RECORD OF ORDINANCES

Dayton Legal Blank, Inc.

Form No. 30043

Ordinance No. \_\_\_\_\_ Passed \_\_\_\_\_, 20\_\_\_\_

That this resolution is hereby declared to be an emergency measure necessary for the preservation of the health, safety and peace of the City of North Canton and further necessary in order to provide the ballot language to the Stark County Board of Elections prior to the deadline for the November 4, 2014 General Election ballot; wherefore, this ordinance shall take effect and be in full force immediately upon its adoption by Council and approval by the Mayor.

North Canton, OH  
Passed:

\_\_\_\_\_  
MAYOR

SIGNED: \_\_\_\_\_, 2014

ATTEST:

\_\_\_\_\_  
\*DIRECTOR OF FINANCE

\*Pursuant to 3.04(4) of the Charter

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# RECORD OF ORDINANCES

Dayton Legal Blank, Inc.

Form No. 300-13

Ordinance No. \_\_\_\_\_

Passed \_\_\_\_\_, 20\_\_\_\_

5/20/14-tlf  
(Finance & Property)

## Resolution No. 54-14

A resolution of submission of question of a renewal of a tax levy for the purpose of providing funds for the City's portion of street improvements in the City of North Canton, Stark County, Ohio and declaring the same to be an emergency.

WHEREAS, the City of North Canton, upon due investigation and consideration, has determined that the amount of taxes which may be raised within the ten (10) mill limitation in and for the City of North Canton, Stark County, Ohio, for the next five (5) years is insufficient to fund the City's portion of street improvements in the City of North Canton, Stark County, Ohio; and

WHEREAS, by reason of the facts above set forth, Council has determined that it should, and hereby does, declare itself to submit to the electors of the City of North Canton at the General Election to be held on November 4, 2014, the questions of a renewal tax of one (1.0) mill outside the ten (10) mill limitation for the purpose of providing funds for the City's portion of street improvements in the City of North Canton for a period not to exceed five (5) years, tax years 2016, 2017, 2018, 2019, and 2020, said renewal levy to be at a rate not exceeding one (1.0) mill for each one dollar of valuation, which amounts to ten (10) cents for each one hundred dollars of valuation.

NOW THEREFORE BE IT RESOLVED that there shall be submitted to the electors of said subdivision at the General Election on November 4, 2014, the question of a renewal tax levy outside the ten (10) mill limitation in and for said subdivision in the amount of one (1.0) mill, for the purpose of providing funds for the City's portion of street improvements in the City of North Canton; and that said additional one (1.0) mill shall be levied for five years, tax years 2016, 2017, 2018, 2019 and 2020.

BE IT FURTHER RESOLVED that the submission of said proposal, the notice of election, the form of ballot, the certificate of the levy as voted outside the ten (10) mill limitation, and the levying of such millage shall be in accordance with the provisions of R.C. 5705.19, 5705.191 and 5705.25 and other related sections of the Ohio Revised Code, in accordance with the statutes in such cases made and provided; and

BE IT FURTHER RESOLVED that the form of the ballot case at such election shall be:

(A majority affirmative vote is necessary for passage)

"A renewal of a tax for the benefit of the City of North Canton, Stark County, Ohio, for the purpose of providing funds for the City's portion of street improvements in the City of North Canton, Stark County, Ohio, at a rate not exceeding one (1.0) mill for each one dollar of valuation, which amounts to ten (10) cents for each one hundred dollars of valuation, for a period of five (5) years: tax years 2016, 2017, 2018, 2019 and 2020."

	FOR THE TAX LEVY
	AGAINST THE TAX LEVY

BE IT FURTHER RESOLVED that the Clerk of Council of the City of North Canton, be, and is hereby authorized and directed to proceed forthwith with the certification hereof to the Board of Elections of Stark County, Ohio, pursuant to R.C. 5705.19, 5705.191 and 5705.25, and to proceed with all things necessary to be done in order to accomplish the purpose of this resolution.

# RECORD OF ORDINANCES

Dayton Legal Blank, Inc.

Form No. 30043

Ordinance No. \_\_\_\_\_ Passed \_\_\_\_\_, 20\_\_\_\_

That this resolution is hereby declared to be an emergency measure necessary for the preservation of the health, safety and peace of the City of North Canton and further necessary in order to provide the ballot language to the Stark County Board of Elections prior to the deadline for the November 4, 2014 General Election ballot; wherefore, this ordinance shall take effect and be in full force immediately upon its adoption by Council and approval by the Mayor.

North Canton, OH  
Passed:

\_\_\_\_\_  
MAYOR

SIGNED: \_\_\_\_\_, 2014

ATTEST:

\_\_\_\_\_  
\*DIRECTOR OF FINANCE

\*Pursuant to 3.04(4) of the Charter

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(Parks & Recreation)

Ordinance No. 55-14

An ordinance authorizing the Director of Administration of the City of North Canton to advertise and receive bids for the purchase of a liner for the Dogwood Swimming Pool, and declaring the same to be an emergency.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NORTH CANTON, COUNTY OF STARK, STATE OF OHIO:

Section 1. That the Director of Administration of the City of North Canton, be, and is hereby authorized to advertise and receive bids according to specifications now on file in the office of the Director of Administration for the purchase of a liner for the Dogwood Swimming Pool.

Section 2. That the Director of Finance of the City of North Canton, be, and is hereby authorized to authorized to draw funds necessary for the payment of the above specified agreement from the following appropriation:

330	CAPITAL IMPROVEMENT FUND	
330.308.5501	Facilities	\$240,000

upon receipt of vouchers duly approved by the proper departmental authority.

Section 4. That if a provision of this ordinance is or becomes illegal, invalid or unenforceable, that shall not affect the validity or enforceability of any other provision of this ordinance.

Section 5. That this ordinance is hereby declared to be an emergency measure necessary for the preservation of the health, safety, and peace of the City North Canton and further necessary for the timely advertisement and receipt of bids; wherefore, provided it receives the affirmative vote of six (6) or more members of Council elected thereto, this ordinance shall take effect and be in full force immediately upon its adoption by Council and approval by the Mayor.

North Canton, OH  
Passed:

\_\_\_\_\_  
MAYOR

SIGNED: \_\_\_\_\_, 2014

ATTEST:

\_\_\_\_\_  
Director of Finance

(Finance & Property)

Ordinance No. 56-14

An ordinance authorizing the Director of Administration of the City of North Canton to advertise and receive bids; and, for the Mayor of the City of North Canton to be authorized, through the Board of Control, within the purview of the Ohio Cooperative Purchase Act, to enter into an agreement for the purchase of one Vacuum/Jet Truck for use by the Street/Water Distribution/Sewer Departments, at a cost not to exceed \$350,000, and declaring the same to be an emergency.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NORTH CANTON, COUNTY OF STARK, STATE OF OHIO:

Section 1. That the Mayor of the City of North Canton, through the Board of Control, be, and is hereby authorized to purchase one Vacuum / Jet Truck, for use by the Street/Water Distribution/Sewer Departments, within the purview of the Ohio Cooperative Purchase Act, at a cost not to exceed \$350,000.

Section 2. In the event a purchase through the Ohio Cooperative Purchase Act is not feasible, in the discretion of the Director of Administration of the City of North Canton, that the Director of Administration, be, and is hereby authorized to advertise and receive bids according to specifications now on file in the Office of the Director of Administration and for the Mayor, to be authorized, through the Board of Control, to enter into an agreement for the purchase of one Vacuum/Jet Truck for use by the Street/Water Distribution/Sewer Departments.

Section 3. That the Director of Finance of the City of North Canton, be, and is hereby authorized to draw funds necessary for the payment of the above specified agreement from the following appropriation:

209 STORM SEWER LEVY FUND  
209.745.5500 Equipment

\$ 50,000

650 WATER REVENUE FUND  
650.767.5500 Equipment \$100,000

652 SEWER REVENUE FUND  
652.779.5500 Equipment  
\$200,000  
\$350,000

upon receipt of vouchers duly approved by the proper departmental authority.

Section 5. That if a provision of this ordinance is or becomes illegal, invalid or unenforceable, that shall not affect the validity or enforceability of any other provision of this ordinance.

Section 6. That this ordinance is hereby declared to be an emergency measure necessary for the preservation of the health, safety, and peace of the City North Canton and further necessary for the timely purchase of the Vacuum/Jet Truck to assist the Street/Water Distribution/Sewer Departments in the maintenance and cleaning of the streets, and provide a safer prevention of storm water and sanitary sewer backups; wherefore, provided it receives the affirmative vote of six or more members of Council elected thereto, this ordinance shall take effect and be in full force immediately upon its adoption by Council and approval by the Mayor.

North Canton, OH  
Passed:

\_\_\_\_\_  
MAYOR

SIGNED: \_\_\_\_\_, 2014

ATTEST:

\_\_\_\_\_  
Director of Finance